



**UTAH STATE LEGISLATURE**

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# **DIGEST OF LEGISLATION**

## **2003 GENERAL SESSION**

**of the 55th Legislature**

**2002 Veto Override Session  
and the**

**Third, Fourth, Fifth, and Sixth Special Sessions  
of the 54th Legislature**

**Utah State Legislature**

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## INTRODUCTION

This *Digest of Legislation* provides long titles of bills and resolutions enacted by the 55th Legislature in the 2003 General Session, the 2002 Veto Override Session, and the 2002 Third, Fourth, Fifth, and Sixth Special Sessions. The First and Second Special Sessions were reported in the *Digest of Legislation* published in April 2002. The digest lists the sponsor, sections of the Utah Code affected, effective date, session law chapter number for each bill enacted, and whether the bill was studied and approved by an interim committee (in italics). Bills vetoed by the governor are also identified, summarized, and presented with the governor's veto message. Bills and resolutions not passed are indexed by subject. Statistical summary data and a staff listing of the Office of Legislative Research and General Counsel are found at the end of the digest.

An electronic version of this year's publication, the complete bill text; and a subject, numerical, and sponsor index for all bills introduced each session can be found on our web site - <http://le.utah.gov>.

If more detailed information is needed, please contact the Office of Legislative Research and General Counsel at (801) 538-1032.

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# **DIGEST OF LEGISLATION**

## **2003 GENERAL SESSION of the 55th Legislature**

**Convened January 20, 2003  
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## PASSED LEGISLATION - 2003 GENERAL SESSION

- HB 1** **Appropriations Act** (*Ron Bigelow*) This act funds appropriations and reductions for the operation of state government for the fiscal year beginning July 1, 2003 and ending June 30, 2004. The act provides budget increases and decreases for the use and support of certain state departments and agencies of state government and for other purposes as provided in this act. This act provides an effective date.

Effective July 1, 2003

Chapter 342, Laws of Utah 2003

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- HB 3** **Minimum School Program Act Amendments** (*Gordon E. Snow*) This act modifies the State System of Public Education Code by providing funding for the Minimum School Program and school building aid programs. This act establishes a ceiling for the state contribution to the Minimum School Program for fiscal year 2003-04 of \$1,611,343,274, which includes a one-time appropriation of \$5,000,000 for classroom supplies. This act establishes the value of the weighted pupil unit at \$2,150. This act appropriates \$27,288,900 for school building aid programs. This act establishes the maximum funding level for the School LAND Trust Program. This act dedicates a portion of the interest and dividends received from the investment of monies in the Permanent State School Fund for teachers' classroom supplies. This act provides an effective date. This act provides a coordination clause.

Amends 53A-1a-513, 53A-1a-515, 53A-2-206, 53A-16-101.5, 53A-17a-103, 53A-17a-104, 53A-17a-111, 53A-17a-112, 53A-17a-113, 53A-17a-116, 53A-17a-119, 53A-17a-120, 53A-17a-121, 53A-17a-123, 53A-17a-123.5, 53A-17a-124, 53A-17a-124.5, 53A-17a-125, 53A-17a-126, 53A-17a-131.15, 53A-17a-131.17, 53A-17a-133, 53A-17a-135, 53A-17a-148, 53A-21-102, 53A-21-103, 53A-21-105, 59-2-906.1, 59-2-926; Enacts 53A-17a-149, 53A-21-103.5; Repeals 53A-17a-131.2, 53A-17a-131.13, 53A-17a-131.19, 53A-17a-132

Effective July 1, 2003

Chapter 320, Laws of Utah 2003

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- HB 4** **Viatical Settlements** (*Brent D. Parker*) This act modifies the Insurance Code by allowing viatical settlements regardless of whether the viator is terminally ill. The act provides for licensing and examinations of producers and providers of viatical settlements. The act provides guidelines in relation to viatical settlements for reporting, disclosure, advertising, fraud, and other general requirements. The act provides criminal penalties for violations. The act modifies the Securities Division - Real Estate Division Code by defining a viatical settlement interest as a security. (*Business and Labor Interim Committee*)

Amends 31A-21-104, 31A-23-203, 31A-23-204, 61-1-13; Enacts 31A-23-221, 31A-36-101, 31A-36-102, 31A-36-103, 31A-36-104, 31A-36-105, 31A-36-106, 31A-36-107, 31A-36-108, 31A-36-109, 31A-36-110, 31A-36-111, 31A-36-112, 31A-36-113, 31A-36-114, 31A-36-115, 31A-36-116, 31A-36-117, 31A-36-118, 31A-36-119

Effective May 5, 2003

Chapter 81, Laws of Utah 2003

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**HB 7**      **Special Group License Plate Revisions** (*David L. Hogue*) This act modifies the Motor Vehicle Code by revising and amending the special group license plates provisions. This act establishes categories for special group license plates. This act provides that the Motor Vehicle Division must receive a start-up fee for production and administrative costs as established by the division prior to issuing any new type of special group license plates or a legislative appropriation to cover this fee. This act limits organizations that can obtain any new type of special group license plates, without legislative action to tax-exempt 501(c)(3) organizations that collect 200 applicants and that pay the start-up fee. This act allows a redesign fee to be established by the division for the redesign of special group license plates. This act repeals a \$50 initial license plate fee and its exemptions and a \$10 renewal fee and its exemptions and in their place establishes a \$5 initial license plate fee applicable to all special group license plates. This act provides for an immediate effective date. (*Transportation Interim Committee*)

Amends 41-1a-102, 41-1a-402, 41-1a-414, 41-1a-1201, 41-1a-1211, 41-1a-1218, 71-8-4;  
Enacts 41-1a-418, 41-1a-419, 41-1a-420, 41-1a-421, 41-1a-422; Repeals 41-1a-408,  
41-1a-409, 41-1a-417

Effective February 1, 2003

Chapter 1, Laws of Utah 2003

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**HB 9**      **Competency to Stand Trial Amendments** (*Scott Daniels*) This act modifies the Code of Criminal Procedure to allow the examiners of a defendant whose competency to stand trial has been raised access to all relevant information, including mental health records. (*Judiciary Interim Committee*)

Amends 77-15-5

Effective May 5, 2003

Chapter 82, Laws of Utah 2003

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**HB 12**      **Utah Optometry Practice Act Amendments** (*Katherine M. Bryson*) This act modifies the Utah Optometry Practice Act by changing the definition of "contact lens prescription." The act conforms state law to federal regulations on standards for privacy of individually identifiable health information. The act requires a provider who prescribes a private label contact lens for a patient to include on the prescription the name of the manufacturer, the trade name of the private label brand, and, if applicable, the trade name of the equivalent national brand.

Amends 58-16a-102, 58-16a-306

Effective May 5, 2003

Chapter 270, Laws of Utah 2003

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**HB 13**      **Transportation Corridor Preservation Amendments** (*Marda Dillree*) This act modifies the Transportation Code to extend the period for which real property may be acquired for the preservation of a future transportation corridor from 20 years to 30 years in advance. This act requires the Department of Transportation to give the original grantor first right of refusal of the highest offer for unused parcels of real property acquired for transportation corridors and provides for notification and 90 days to accept the offer. This act makes technical changes.

Amends 72-5-111, 72-5-402, 72-5-403, 72-5-404, 78-34-20

Effective May 5, 2003

Chapter 300, Laws of Utah 2003

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**HB 14**      **Tourism Promotion Programs** (*Sheryl L. Allen*) The act provides an exception to the growth factor requirement for an appropriation to the Tourism Marketing Performance Fund.

Amends 9-2-1703.5

Effective May 5, 2003

Chapter 83, Laws of Utah 2003

- HB 15**     **State Armory Board Amendments** (*Don E. Bush*) This act modifies the Militia and Armories title by requiring the State Armory Board to notify the Legislature and receive its recommendations before legally binding the state to purchase or sell real property. This act requires legislative approval before the board may take an option to purchase real property under lease. This act repeals obsolete sections. (*Government Operations Interim Committee*)

Amends 39-2-2; Repeals 39-2-3, 39-2-4, 39-2-5, 39-2-6

Effective May 5, 2003

Chapter 271, Laws of Utah 2003

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- HB 16**     **Equal Employment Opportunity - Technical Changes** (*Eli H. Anderson*) This act modifies provisions relating to equal employment opportunity. This act requires the Department of Human Resource Management to prepare an equal employment opportunity plan instead of an affirmative action plan and makes technical corrections. (*Government Operations Interim Committee*)

Amends 67-19-6, 67-19-6.3, 67-19-8

Effective May 5, 2003

Chapter 4, Laws of Utah 2003

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- HB 17**     **Agricultural Products Dealer's Act Amendments** (*Craig W. Buttars*) This act modifies the Agricultural Products Dealer's Act by increasing the ceiling on the amount of the surety bond or other security agreement required before a license is issued to a dealer. The act allows the commissioner of the Department of Agriculture and Food to increase original bond requirements for a dealer's license if the original bond is inadequate. The act gives the commissioner the authority to call a bond if renewal is not made. The act requires the filing of annual reports by dealers with the department. (*Natural Resources, Agriculture, and Environment Interim Committee / Agricultural Sustainability Task Force*)

Amends 4-7-8, 4-7-9

Effective May 5, 2003

Chapter 84, Laws of Utah 2003

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- HB 18**     **Dealers in Agricultural Products** (*Craig W. Buttars*) This act modifies the Agricultural Product Dealer's Act by requiring the issuance of a Product of Agriculture Receipt to a producer by a dealer who receives a product of agriculture for sale, storage, or consignment from the producer. (*Natural Resources, Agriculture, and Environment Interim Committee / Agricultural Sustainability Task Force*)

Amends 4-7-3, 4-7-9

Effective May 5, 2003

Chapter 85, Laws of Utah 2003

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- HB 19**     **Employment Security Act Modifications** (*Merlynn T. Newbold*) This act amends the Employment Security Act by providing for additional unemployment benefits for individuals who have exhausted their regular benefits. The act provides specific requirements to receive the additional benefits and a limit on the amount of benefits an individual can receive. The act sunsets Section 35A-4-402.5 on July 1, 2004.

Amends 63-55-235; Enacts 35A-4-402.5

Effective May 5, 2003

Chapter 220, Laws of Utah 2003

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**HB 21**     **State Building Ownership Authority Recodification and Revision** (*Neil A. Hansen*) This act modifies provisions governing the State Building Ownership Authority. This act removes the State Building Board as the State Building Ownership Authority and designates the governor, state treasurer, and chair of the State Building Board as the State Building Ownership Authority. This act requires the Division of Facilities Construction and Management to perform certain duties formerly directed to be performed by the State Building Board. This act recodifies the State Building Ownership Authority sections into the Bond title and makes other technical corrections. (*Government Operations Interim Committee*)

Renumbers and Amends 63-9a-1 to 63B-1-301, 63-9a-2 to 63B-1-302, 63-9a-3 to 63B-1-303, 63-9a-4 to 63B-1-304, 63-9a-5 to 63B-1-305, 63-9a-6 to 63B-1-306, 63-9a-7 to 63B-1-307, 63-9a-8 to 63B-1-308, 63-9a-9 to 63B-1-309, 63-9a-10 to 63B-1-310, 63-9a-11 to 63B-1-311, 63-9a-12 to 63B-1-312, 63-9a-13 to 63B-1-313, 63-9a-14 to 63B-1-314, 63-9a-15 to 63B-1-315, 63-9a-16 to 63B-1-316, 63-9a-17 to 63B-1-317, 63-9a-18 to 63B-1-318, 63-9a-19 to 63B-1-319, 63-9a-20 to 63B-1-320, 63-9a-20.5 to 63B-1-321; Repeals 63-9a-21, 63-9a-22

Effective May 5, 2003

Chapter 86, Laws of Utah 2003

**HB 22**     **Property Tax Relief** (*Wayne A. Harper*) This act modifies provisions relating to Property Tax Relief. The act amends the definition of household income and defines terms. The act amends provisions relating to eligibility to claim a homeowner's credit or renter's credit. This act makes technical changes. This act has retrospective operation to January 1, 2003.

Amends 59-2-1202, 59-2-1208, 59-2-1209; Repeals 59-2-1218

Effective May 5, 2003

Chapter 272, Laws of Utah 2003

**HB 23**     **Public Airport and Aeronautics Amendments** (*Joseph G. Murray*) This act modifies provisions relating to public airports and aeronautics. The act repeals the Utah Public Airport Authority Act and expands provisions of the Aeronautics Act and related provisions to apply to political subdivisions of the state authorized by statute to operate an airport. (*Political Subdivisions Interim Committee*)

Amends 72-10-102, 76-10-529; Repeals 17A-2-1501, 17A-2-1502, 17A-2-1503, 17A-2-1504, 17A-2-1505, 17A-2-1506, 17A-2-1507, 17A-2-1508, 17A-2-1510, 17A-2-1511, 17A-2-1512, 17A-2-1513, 17A-2-1514, 17A-2-1515, 17A-2-1516, 17A-2-1517, 17A-2-1518, 17A-2-1519, 17A-2-1520, 17A-2-1521, 17A-2-1522, 17A-2-1523, 17A-2-1524, 17A-2-1525, 17A-2-1526, 17A-2-1527

Effective May 5, 2003

Chapter 183, Laws of Utah 2003

**HB 24**     **Hazardous Waste Facilities Management Amendments** (*David N. Cox*) This act renumbers the sections constituting the Hazardous Waste Facilities Management Act and makes technical changes. (*Political Subdivisions Interim Committee*)

Amends 17A-1-301; Renumbers and Amends 17A-2-1701 to 19-9-101, 17A-2-1702 to 19-9-102, 17A-2-1703 to 19-9-103, 17A-2-1704 to 19-9-104, 17A-2-1705 to 19-9-105, 17A-2-1706 to 19-9-106, 17A-2-1707 to 19-9-107, 17A-2-1708 to 19-9-108, 17A-2-1709 to 19-9-109, 17A-2-1710 to 19-9-110, 17A-2-1711 to 19-9-111, 17A-2-1712 to 19-9-112, 17A-2-1713 to 19-9-113, 17A-2-1714 to 19-9-114, 17A-2-1715 to 19-9-115, 17A-2-1716 to 19-9-116, 17A-2-1717 to 19-9-117, 17A-2-1718 to 19-9-118

Effective May 5, 2003

Chapter 184, Laws of Utah 2003

**HB 25**     **Extension of Timing for Creating a Local District** (*David L. Hogue*) This act modifies Limited Purpose Local Government Entities provisions to change the date before which no local district may be created. (*Political Subdivisions Interim Committee*)

Amends 17B-2-217

Effective May 5, 2003

Chapter 87, Laws of Utah 2003

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**HB 26**     **State General Obligation Bond Act** (*Ron Bigelow*) This act modifies provisions governing bonding by creating a master act for issuance of general obligation bonds and general obligation bond anticipation notes. This act establishes issuance requirements, repayment requirements, investment requirements, tax exempt status, and legal investment status for general obligation bonds and bond anticipation notes. This act establishes other requirements governing the issuance of general obligation bonds and general obligation bond anticipation notes. This act takes effect immediately. (*Government Operations Interim Committee*)

Amends 63B-1-101; Enacts 63B-1a-101, 63B-1a-102, 63B-1a-103, 63B-1a-201, 63B-1a-301, 63B-1a-302, 63B-1a-303, 63B-1a-401, 63B-1a-402, 63B-1a-403, 63B-1a-501, 63B-1a-601, 63B-1a-701

Effective February 14, 2003

Chapter 2, Laws of Utah 2003

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**HB 27**     **Budget Reserve Account Amendments** (*Craig W. Buttars*) This act modifies the State Affairs in General title by changing the structure and statutory cap of the Budget Reserve Account. The act provides for an Education Budget Reserve Account. The act makes technical corrections. (*Government Operations Interim Committee*)

Amends 9-2-1204, 40-6-14.5, 53A-17a-144, 63-38-2.5, 63-38c-103; Enacts 63-38-2.6

Effective May 5, 2003

Chapter 88, Laws of Utah 2003

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**HB 28**     **Oil and Gas Severance Tax Amendments** (*Gordon E. Snow*) This act amends provisions relating to the Oil and Gas Severance Tax. The act extends the time period for a taxpayer to claim a tax credit for a workover or recompletion, and modifies provisions relating to claiming the tax credit. The act requires the Tax Review Commission to review the oil and gas severance tax on or before the October 2008 interim meeting and prescribes the scope of the review. This act repeals obsolete language and makes technical changes. The act provides for retrospective operation. (*Revenue and Taxation Interim Committee*)

Amends 59-5-102

Effective May 5, 2003

Chapter 273, Laws of Utah 2003

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**HB 29**     **Fees and Taxes on Oil and Gas** (*Gordon E. Snow*) This act amends provisions relating to Mines and Mining and the Oil and Gas Severance Tax. This act modifies the due dates for making quarterly payments of fees deposited into the Oil and Gas Conservation Account and requires the fees to be reported on forms provided by the State Tax Commission. The act modifies the requirements for making quarterly payments of the oil and gas severance tax. The act modifies provisions relating to claiming a tax credit for a workover or recompletion. The act repeals obsolete language and makes technical changes. This act provides for retrospective operation. This act provides a coordination clause. (*Revenue and Taxation Interim Committee / Tax Review Commission*)

Amends 40-6-14, 59-5-102, 59-5-107

Effective May 5, 2003

Chapter 274, Laws of Utah 2003

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**HB 30**     **Public Transit Districts Annexation Amendments** (*David N. Cox*) This act modifies provisions relating to Limited Purpose Local Government Entities and to Revenue and Taxation. The act requires voter approval of an annexation to a local district in which the counties, cities, and towns impose a sales and use tax for transit district purposes and clarifies that the election approving the annexation and imposition of the sales and use tax satisfies the voter approval requirement for imposition of the sales and use tax. The act makes technical changes. (*Political Subdivisions Interim Committee*)

Amends 17B-2-510, 17B-2-512, 59-12-501

Effective May 5, 2003

Chapter 89, Laws of Utah 2003

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**HB 31**     **Workforce Services Overpayment Amendments** (*Jeff Alexander*) This act modifies provisions related to public assistance overpayments by transferring the recovery of overpayments responsibility from the Office of Recovery Services to the Department of Workforce Services. The act provides for an appeal from an initial department determination of overpayment. The act makes certain technical changes and provides a repealer. The act has a July 1, 2003 effective date.

Amends 26-18-8, 35A-3-111, 62A-11-104, 76-8-1201, 76-8-1205, 78-27-50; Renumbers and Amends 35A-1-502 to 35A-3-603, 62A-11-201 to 35A-3-601, 62A-11-202 to 35A-3-602, 62A-11-203 to 35A-3-604, 62A-11-204.1 to 35A-3-605, 62A-11-207 to 35A-3-606, 62A-11-208 to 35A-3-607, 62A-11-209 to 35A-3-608, 62A-11-210 to 35A-3-609, 62A-11-211 to 35A-3-610; Repeals 35A-1-107, 62A-11-110

Effective July 1, 2003

Chapter 90, Laws of Utah 2003

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**HB 32**     **Vehicle Impound Fee for Driving Under the Influence Cases** (*Joseph G. Murray*) This act modifies the Motor Vehicles Code by allowing a waiver or refund for the \$200 DUI administrative impound fee if written evidence is presented to the State Tax Commission that the Driver License Division did not suspend or revoke the person's driver license or that the vehicle was stolen. This act increases the administrative impound fee to \$230 and increases current distributions to the Motor Vehicle Division, the Department of Public Safety, and the General Fund proportionately. (*Transportation Interim Committee*)

Amends 41-6-102.5

Effective May 5, 2003

Chapter 91, Laws of Utah 2003

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**HB 33**     **Responsibilities of Legislative General Counsel** (*Greg J. Curtis*) This act modifies the Legislative Code and enlarges the legislative client represented by the legislative general counsel in cases and controversies. This act makes technical changes. This act has an immediate effective date. (*Legislative Management Committee*)

Amends 36-12-12

Effective March 15, 2003

Chapter 92, Laws of Utah 2003

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**HB 34**     **Amendments to Child Welfare Legislative Oversight Panel** (*Michael T. Morley*) This act amends the Human Services Code. The act modifies language in the Child Welfare Legislative Oversight Panel to conform terms with the Open and Public Meetings Act. The act directs the panel to consider the concerns of all parties to a case it discusses and makes technical changes.

Amends 62A-4a-207

Effective May 5, 2003

Chapter 93, Laws of Utah 2003

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**HB 35**     **Consolidation of Child Welfare Reports** (*Gregory H. Hughes*) This act modifies the Human Services Code. This act modifies and consolidates reports pertaining to the state's child welfare system. (*Health and Human Services Interim Committee / Child Welfare Legislative Oversight Panel*)

Amends 62A-4a-107, 62A-4a-117, 62A-4a-118, 62A-4a-202, 62A-4a-202.7, 78-3a-911, 78-3g-102

Effective May 5, 2003

Chapter 94, Laws of Utah 2003

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**HB 36**     **Accessible Housing** (*Steven R. Mascaro*) This act modifies the Community and Economic Development Code. This act permits the Division of Community Development to assist local governments in the development of accessible housing. This act modifies the elements to be considered by the Private Activity Bond Review Board when allocating the state's private activity bond volume cap and modifies the powers of housing authorities. This act modifies the allowable uses of the Olene Walker Housing Loan Fund. This act allows the Department of Community and Economic Development and the Utah Housing Corporation to give consideration to projects that increase the supply of accessible housing. This act provides definitions. (*Health and Human Services Interim Committee*)

Amends 9-4-102, 9-4-202, 9-4-505, 9-4-609, 9-4-705, 9-4-707, 9-4-910

Effective May 5, 2003

Chapter 95, Laws of Utah 2003

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**HB 37**     **Restructure Spend down Provision for Medicaid** (*Rebecca D. Lockhart*) This act modifies the Medical Assistance Act. The act restores Medicaid eligibility to an aged, blind, or disabled person below 100% of the federal poverty level. The act defines terms and directs the Health Department to use 100% of the federal poverty level as the income standard when determining if the aged, blind, or disabled have spent down enough excess income to be eligible for Medicaid benefits.

Amends 26-18-3

Effective May 5, 2003

Chapter 321, Laws of Utah 2003

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**HB 38**     **Division of Corporations Amendment** (*James R. Gowans*) This act modifies the Uniform Commercial Code by deleting a provision requiring the Division of Corporations to annually report to the Administrative Rules Review Committee regarding the operation of the filing office. (*Administrative Rules Review Committee*)

Repeals 70A-9a-527

Effective May 5, 2003

Chapter 96, Laws of Utah 2003

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**HB 39**     **Repeal of Education Reports and Duties** (*Margaret Dayton*) This act modifies provisions relating to the State System of Public Education by eliminating requirements to submit certain reports to the Legislature. This act modifies certain duties and responsibilities of the State Board of Education and the superintendent of public instruction. This act consolidates several reports into the state superintendent's annual report. This act eliminates the requirement for the State Board of Education to submit separate budget recommendations for U-PASS and professional development plans. This act eliminates the State Board of Education's responsibility to annually determine the estimated total cost of the minimum school program for each district. This act repeals the Modified School Week Pilot Program and the Arts in Elementary Schools Pilot Program. This act contains a repealer. This act makes technical amendments.

Amends 53A-1-301, 53A-1-605, 53A-1a-106, 53A-1a-107, 53A-2-207, 53A-3-404, 53A-3-701, 53A-11-102.5, 53A-11-103, 53A-15-101, 53A-17a-108, 53A-17a-109, 53A-17a-111.5, 53A-17a-119, 53A-17a-124.5, 53A-17a-126, 53A-17a-144, 53A-17a-147, 53A-28-203; Repeals 53A-2-212, 53A-3-416, 53A-6-212, 53A-9-106, 53A-15-801, 53A-15-901

Effective May 5, 2003

Chapter 221, Laws of Utah 2003

**HB 40**     **Notice of Intent to Sell Nonpublic Personal Information** (*Douglas C. Aagard*) This act modifies the Commerce and Trade title to enact the Notice of Intent to Sell Nonpublic Personal Information Act. This act defines terms, requires a notice be given by a commercial entity under certain circumstances, and establishes the liability of a commercial entity for violating the act. This act takes effect on January 1, 2004.

Enacts 13-37-101, 13-37-102, 13-37-201, 13-37-202, 13-37-203

Effective January 1, 2004

Chapter 97, Laws of Utah 2003

**HB 41**     **Legislative Budgeting for Cola for Local Health Authorities** (*Jack A. Seitz*) This act modifies the Budgetary Procedures Act to require the Legislature to consider providing an increase for certain local human services agencies that is consistent with the increase for state employees. (*Health and Human Services Interim Committee*)

Amends 63-38-2

Effective May 5, 2003

Chapter 98, Laws of Utah 2003

**HB 42**     **Water User Notification Amendments** (*Michael R. Styler*) This act modifies the Water and Irrigation Code by changing certain water rights notification requirements. (*Natural Resources, Agriculture, and Environment Interim Committee*)

Amends 73-1-4, 73-3-6, 73-3-12, 73-3a-107

Effective May 5, 2003

Chapter 99, Laws of Utah 2003

**HB 44**     **Substance Abuse and Mental Health Amendments** (*Loraine T. Pace*) This act modifies the Substance Abuse and Mental Health Act and provisions relating to local substance abuse and mental health authorities. The act rearranges provisions relating to state and local substance abuse and mental health services and programs and makes other technical changes. The act provides a coordination clause. (*Health and Human Services Interim Committee / Funding of State and County Health and Human Services Task Force*)

Amends 62A-15-103, 62A-15-107, 62A-15-108, 62A-15-110; Enacts 17A-3-608, 17A-3-704; Repeals 62A-15-109, 62A-15-111, 62A-15-112

Effective May 5, 2003

Chapter 100, Laws of Utah 2003

**HB 45**     **Reauthorization of Administrative Rules** (*David Ure*) This act is required by the Utah Administrative Rulemaking Act. It reauthorizes all state agency administrative rules. This act takes effect on May 1, 2003. (*Administrative Rules Review Committee*)

Effective May 1, 2003

Chapter 101, Laws of Utah 2003

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**HB 46**     **Honorary Consulate - Special Group License Plates** (*David L. Hogue*) This act modifies the Motor Vehicles Code by adding an honorary consulate special group license plate. This act takes effect on October 1, 2003. (*Transportation Interim Committee*)

Amends 41-1a-418

Effective October 1, 2003

Chapter 102, Laws of Utah 2003

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**HB 47**     **Fire Prevention Amendments** (*Joseph G. Murray*) This act modifies the Public Safety Code regarding fire safety by establishing a certification program for persons who inspect or test automatic fire sprinkler systems.

Amends 53-7-204; Enacts 53-7-225.5

Effective May 5, 2003

Chapter 103, Laws of Utah 2003

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**HB 48**     **Utah Construction Trade Licensing Act Amendments** (*Stephen H. Urquhart*) This act amends the Utah Construction Trade Licensing Act by requiring compliance agencies to notify the Division of Occupational and Professional Licensing upon the issuance of building permits to sole owners of property who may qualify for a licensure exemption for sole owners of property.

Amends 58-55-305, 58-55-308

Effective May 5, 2003

Chapter 104, Laws of Utah 2003

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**HB 51**     **Historic Preservation in General Plans** (*Ralph Becker*) This act modifies the Utah Municipal Code and provisions relating to Counties. The act adds historic preservation to the matters that the general plan of a county or municipality may provide for.

Amends 10-9-301, 17-27-301

Effective May 5, 2003

Chapter 105, Laws of Utah 2003

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**HB 55**     **Tow Truck Requirements** (*James R. Gowans*) This act modifies the Transportation Code by adding a definition of tow truck service which includes recovery functions and related operations. This act replaces the word "towing" with "tow truck service" for purposes of charges an owner is responsible for paying. The act also uses this defined phrase to require posting of rates by a tow truck motor carrier, and to require the Department of Transportation to set maximum rates that may be charged for certain tow truck services by administrative rule. This act requires that in addition to notifying the owner if a vehicle, vessel, or outboard motor is towed without the owner's knowledge that the tow truck motor carrier also notify the lien holder.

Amends 72-9-102, 72-9-603

Effective May 5, 2003

Chapter 222, Laws of Utah 2003

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**HB 57**     **Expansion of Protective Order** (*LaWanna Lou Shurtliff*) This act modifies bail requirements for violations of protective orders by requiring a judicial appearance before bail may be posted by a person who is arrested for violating a protective order.

Amends 77-20-1

Effective May 5, 2003

Chapter 106, Laws of Utah 2003

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**HB 59**     **Off-highway Vehicle Program Funding** (*Brent H. Goodfellow*) This act modifies Revenue and Taxation by increasing the limitation on the allocation of motor fuel tax revenues to the Off-Highway Vehicle Account from \$850,000 to \$1,050,000. This act takes effect on July 1, 2003.

Amends 59-13-201

Effective July 1, 2003

Chapter 322, Laws of Utah 2003

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**HB 61**     **Candidates Not Affiliated with a Party** (*Michael E. Noel*) This act modifies the Election Code by modifying the requirements for a certificate of nomination for candidates not affiliated with a political party.

Amends 20A-9-502

Effective May 5, 2003

Chapter 107, Laws of Utah 2003

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**HB 64**     **Public Water Systems Amendments** (*Roger E. Barrus*) This act modifies the Safe Drinking Water Act by allowing voters in a county, municipality, or water district the option to vote to add fluorine to or to cease adding fluorine to the public water supply.

Amends 19-4-111

Effective May 5, 2003

Chapter 185, Laws of Utah 2003

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**HB 66**     **County General Fund Expenses** (*Brad L. Dee*) This act modifies provisions relating to municipal-type services provided by counties. The act extends to second through sixth class counties the authority to provide fire, paramedic, and police protection services in unincorporated areas of the county designated as recreational areas and to pay for those services from the county general fund.

Amends 17-34-1, 17-34-3

Effective May 5, 2003

Chapter 275, Laws of Utah 2003

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**HB 68**     **Safety Inspection Requirement for Salvage Vehicles** (*Greg J. Curtis*) This act modifies the Public Safety Code by requiring salvage vehicles to pass a safety inspection at the time of application for initial registration as a salvage vehicle. The act provides that the frequency of subsequent safety inspections is based on the model year of the vehicle.

Amends 53-8-205

Effective May 5, 2003

Chapter 108, Laws of Utah 2003

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**HB 70**     **Assault Amendments** (*Mike Thompson*) This act modifies the Criminal Code by clarifying that the elements of the offense of assault may include an unlawful or violent act that creates a substantial risk of bodily injury or an act that does cause bodily injury.

Amends 76-5-102

Effective May 5, 2003

Chapter 109, Laws of Utah 2003

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**HB 72**     **Allocation of Tobacco Fund Money to Children's Health Insurance Program** (*David L. Hogue*) This act modifies the Tobacco Settlement Restricted Account. The act increases the appropriation from the Tobacco Settlement Restricted Account to the Children's Health Insurance Program by \$1.5 million. The act restores dental benefits to children. The act modifies the distribution of tobacco settlement money received by the state. The act deposits 100% of the tobacco settlement money into the tobacco settlement restricted account in fiscal year 2003-04 only. The act appropriates \$5.5 million from the permanent state trust fund created in Utah Constitution Article XXII, Section 4, to the General Fund and requires a 3/4 vote of each house and concurrence by the governor. This act has an immediate effective date.

Amends 63-97-201, 63-97-301

Effective March 24, 2003

Chapter 323, Laws of Utah 2003

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**HB 73**     **Withholding Exemption for Certain Nonresident Shareholders** (*Gordon E. Snow*) This act modifies provisions relating to corporate franchise and income taxes and individual income taxes to provide that certain S corporations exempt from state corporate franchise or income taxes are exempt from the payment or withholding of tax on behalf of nonresident shareholders, to apply certain provisions to nonresident shareholders that are not individuals, and to make technical changes. This act has retrospective operation for taxable years beginning on or after January 1, 2003.

Amends 59-7-101, 59-7-702, 59-7-703, 59-10-108.2

Effective May 5, 2003

Chapter 110, Laws of Utah 2003

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**HB 74**     **Unauthorized Entry on School Bus Prohibited** (*Neal B. Hendrickson*) This act modifies the Criminal Code by providing that entering a school bus to commit a crime or interfere with the driver, or refusing to leave a school bus upon the order of the driver under specified circumstances, is a misdemeanor. This act also requires that each school bus be posted with entrance signs stating that unauthorized entry of a school bus is a criminal offense.

Enacts 76-9-107

Effective May 5, 2003

Chapter 186, Laws of Utah 2003

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**HB 75**     **Nonresident Tuition for Higher Education Amendments** (*Loraine T. Pace*) This act modifies the State System of Higher Education Code by authorizing the State Board of Regents to grant nonresident tuition scholarships for certain purposes. This act provides a repeal date for a new section on July 1, 2009. This act has an immediate effective date.

Amends 63-55b-153; Enacts 53B-8-104.5

Effective March 19, 2003

Chapter 223, Laws of Utah 2003

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**HB 78 Lien Recovery Fund - Rate of Interest** (*Gordon E. Snow*) This act modifies the lien recovery fund provisions of the Liens Code. The act changes the set interest rate to the current interest rate. The act also limits the amount of attorney's fees to 15% of the original judgement.

Amends 38-11-203

Effective May 5, 2003

Chapter 276, Laws of Utah 2003

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**HB 79 Regulation of Amateur Radio Antennas** (*Neal B. Hendrickson*) This act enacts provisions prohibiting municipalities and counties from enacting ordinances that fail to comply with federal regulation regarding amateur radio antennas. The act requires any municipal or county ordinance involving amateur radio antennas to accommodate amateur radio communications and to represent the minimal practicable regulation to accomplish the municipality or county purpose.

Enacts 10-9-108, 17-27-107

Effective May 5, 2003

Chapter 111, Laws of Utah 2003

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**HB 80 Special Service District Amendments** (*Eli H. Anderson*) This act modifies provisions relating to Independent Special Districts to authorize special service districts to provide emergency medical and ambulance services under certain circumstances.

Amends 17A-2-1304

Effective May 5, 2003

Chapter 277, Laws of Utah 2003

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**HB 81 Compensation Study** (*Ty McCartney*) This act enacts uncodified material requiring the Department of Human Resource Management to report to the Government Operations Interim Committee during the 2003 interim regarding salary data related to whether or not the compensation paid to state employees differs between genders. This act is repealed December 31, 2003.

Effective May 5, 2003

Chapter 112, Laws of Utah 2003

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**HB 86 Public School Choice Enrollment** (*Carol Spackman Moss*) This act modifies provisions relating to school districts by extending the application period for enrollment in a school located outside a student's resident district. This act takes effect on July 1, 2003.

Amends 53A-2-207

Effective July 1, 2003

Chapter 224, Laws of Utah 2003

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**HB 87 Property Tax Assessment of Low-income Housing Tax Credits and Low-income Housing Covenants** (*Gordon E. Snow*) This act modifies the Property Tax Act to provide definitions and to address the property tax assessment of low-income housing tax credits and low-income housing covenants. This act makes technical changes. This act provides an effective date and provides for retrospective operation.

Amends 59-2-102; Enacts 59-2-301.3

Effective May 5, 2003

Chapter 113, Laws of Utah 2003

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**HB 88**     **Payment of Reward upon Arrest and Conviction** (*Dana C. Love*) This act modifies the Crime Victims Restitution Act by providing that a defendant may be required to reimburse a person or entity who has paid a reward for information leading to the arrest and conviction of an offender. This act also provides that a court may require a juvenile to reimburse a person or entity for paying a reward for information leading to the juvenile being found to be within the jurisdiction of the juvenile court due to the commission of a criminal offense.

Amends 76-3-201.1, 77-38a-102, 77-38a-404, 78-3a-118

Effective May 5, 2003

Chapter 278, Laws of Utah 2003

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**HB 90**     **Equipment Dealer Warranty Reimbursement Act** (*Darin G. Peterson*) This act modifies provisions related to Commercial Trade by enacting the Uniform Equipment Dealers Warranty Reimbursement Act. The act defines terms and provides procedures for equipment dealers to submit warranty reimbursement claims to suppliers. The act provides for audits of a dealer's warranty claims records. The act provides civil relief for dealers against suppliers under certain circumstances related to warranty claims.

Enacts 13-14b-101, 13-14b-102, 13-14b-103, 13-14b-104, 13-14b-105

Effective May 5, 2003

Chapter 225, Laws of Utah 2003

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**HB 91**     **Enforcement Procedure Amendments of Water Well Drillers** (*Darin G. Peterson*) This act modifies the Administrative Procedures Act to exempt state agency actions, or judicial review of those actions, relating to water well driller licenses, permits, registration, and construction standards from the Administrative Procedures Act.

Amends 63-46b-1

Effective May 5, 2003

Chapter 114, Laws of Utah 2003

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**HB 92**     **School Funds Amendments** (*Bradley G. Last*) This act modifies provisions relating to the State System of Public Education and School and Institutional Trust Lands by conforming statutes on the permanent State School Fund and Uniform School Fund with the Utah Constitution. This act prescribes what revenues shall be used to fund the School LAND Trust Program. This act has an immediate effective date.

Amends 53A-16-101, 53A-16-101.5, 53C-3-103

Effective March 19, 2003

Chapter 226, Laws of Utah 2003

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**HB 94**     **Utah Controlled Substances - Extraction and Reduction Labs** (*DeMar Bud Bowman*) This act modifies the Clandestine Drug Lab Act to include the offense of preparing a substance or packaging a substance with the intent that the substance be used in the manufacture of specified illegal controlled substances.

Amends 58-37d-3, 58-37d-4, 58-37d-5

Effective May 5, 2003

Chapter 115, Laws of Utah 2003

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**HB 95**     **Annexation of Unincorporated County Islands into Cities** (*Todd E. Kiser*) This act modifies the Utah Municipal Code and authorizes a municipality to annex an island of unincorporated territory within the municipality without an annexation petition under certain circumstances. The act clarifies that a municipal annexation does not affect the boundaries of special or local districts. The act also makes technical changes.

Amends 10-2-418; Enacts 10-2-428

Effective May 5, 2003

Chapter 227, Laws of Utah 2003

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**HB 98**     **Municipal Disconnection Amendments** (*Ann W. Hardy*) This act modifies the Utah Municipal Code and the procedure for disconnecting territory from a municipality. The act repeals provisions relating to the appointment of commissioners to make findings regarding the viability of disconnection. The act modifies the criteria for disconnection and modifies the procedure for disconnection. The act also makes technical changes.

Amends 10-2-501, 10-2-507, 10-2-508; Renumbers and Amends 10-2-504 to 10-2-502.5, 10-2-505 to 10-2-502.7; Repeals 10-2-502, 10-2-503

Effective May 5, 2003

Chapter 279, Laws of Utah 2003

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**HB 102**     **Election Day Materials** (*Loraine T. Pace*) This act modifies the Election Code by changing the requirements for certain election day materials including voting instructions, the official register and posting book, and voting booths. This act takes effect January 1, 2004.

Amends 20A-5-102, 20A-5-401, 20A-5-403

Effective January 1, 2004

Chapter 116, Laws of Utah 2003

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**HB 103**     **Voter Registration Amendments** (*Loraine T. Pace*) This act modifies the Election Code by changing requirements for voter registration forms and processes. The act requires the lieutenant governor to oversee responsibilities established by recent federal election law, and establishes reports concerning absentee ballots for military personnel and overseas citizen voters. This act makes technical changes.

Amends 20A-1-102, 20A-2-104, 20A-2-202, 20A-2-203, 20A-2-300.6, 20A-3-105.5, 20A-3-406, 20A-9-808; Enacts 20A-3-413

Effective May 5, 2003

Chapter 117, Laws of Utah 2003

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**HB 104**     **Disposal of Evidence in Criminal Proceedings** (*J. Stuart Adams*) This act modifies Code of Criminal Procedure provisions regarding disposal of property received by a peace officer by amending provisions for returning property to an owner to reflect the role of the agency's evidence custodian in the process.

Amends 77-24-2

Effective May 5, 2003

Chapter 118, Laws of Utah 2003

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**HB 106**     **Foster Care Guidance Through Providers Contracts** (*Margaret Dayton*) This act modifies the Utah Human Services Code. This act requires the department to provide a licensee or facility notification of who to contact within the department when filing a complaint.

Amends 62A-2-105, 62A-2-106

Effective May 5, 2003

Chapter 119, Laws of Utah 2003

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**HB 107 DNA Amendments** (*J. Stuart Adams*) This act modifies the Public Safety Code regarding the collection of DNA samples from offenders. This act specifies that offenders incarcerated or on parole in this state for an applicable offense committed outside the state must also provide a DNA specimen. This act further specifies those offenders from whom the county sheriff is to collect a DNA specimen. This act changes DNA specimen records from private to protected information. This act provides that fingerprints of juveniles shall be taken if the juvenile has committed an offense where a DNA specimen is required. This act makes technical amendments regarding the operation of the DNA sample collection process.

Amends 53-10-403, 53-10-404, 53-10-406, 78-3a-904

Effective May 5, 2003

Chapter 120, Laws of Utah 2003

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**HB 108 Fully Interactive Driving Simulators in Driver Education** (*John Dougall*) This act modifies the Public Safety Code and the State System of Public Education Code by amending driver education provisions. This act allows certain interactive driving simulation devices to be used to substitute for up to three of the six hours of behind-the-wheel driving required for a driver education course at the rate of two hours of practice on an interactive driving simulation device equals one hour of behind-the-wheel driving. This act also allows up to five hours completed by driving simulation practice to be used toward the total behind-the-wheel hours that a parent must certify before a minor can obtain a provisional driver license. This act requires the same behind-the-wheel driving hours for both private driver education schools and public education driver education courses. This act makes technical changes. This act takes effect on July 1, 2003.

Amends 53-3-211, 53-3-505, 53A-13-201; Enacts 53-3-505.5

Effective July 1, 2003

Chapter 121, Laws of Utah 2003

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**HB 112 County Correctional Facility Reimbursement** (*Brad L. Dee*) This act modifies the Criminal Code and Code of Criminal Procedure to provide the courts and county correctional facilities a process for ordering and collecting restitution of costs for incarcerating offenders in county correctional facilities under specified circumstances.

Amends 76-3-201, 77-38a-404, 77-38a-501

Effective May 5, 2003

Chapter 280, Laws of Utah 2003

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**HB 116 Property Tax - Calculation of Certified Tax Rate** (*Ann W. Hardy*) This act modifies the Property Tax Act to modify the calculation of the certified tax rate. The act grants rulemaking authority to the State Tax Commission to prescribe a portion of the calculation of the certified tax rate. This act makes technical changes. The act takes effect on January 1, 2004.

Amends 53A-19-105, 59-2-924

Effective January 1, 2004

Chapter 122, Laws of Utah 2003

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**HB 119 Judicial Conduct Commission Revisions** (*Katherine M. Bryson*) This act modifies provisions pertaining to the Judicial Conduct Commission. The act clarifies that a judge formally charged with a crime may be suspended without pay by the Supreme Court. The act also requires that the judge be acquitted and reinstated to judicial office to receive pay and benefits lost during the suspension. This act also provides circumstances under which the Supreme Court may suspend or remove a judge on its own motion.

Amends 78-8-103, 78-8-104, 78-8-107

Effective May 5, 2003

Chapter 281, Laws of Utah 2003

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**HB 121**    **Leave of Absence for Disabled Employees** (*Chad E. Bennion*) This act modifies the Utah State Personnel Management Act by modifying requirements for granting a paid leave of absence for certain disabled employees.

Amends 67-19-27

Effective May 5, 2003

Chapter 123, Laws of Utah 2003

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**HB 122**    **Local Government Amendments** (*Ann W. Hardy*) This act modifies municipal and county land use development and management provisions to eliminate the requirement of planning commission review of certain actions with respect to public lands or facilities. The act expands the kinds of municipal and county decisions that are subject to judicial review within a specified time. The act requires counties and municipalities to provide reasonable notice and an opportunity for public comment before disposing of a significant parcel of real property.

Amends 10-8-2, 10-9-305, 10-9-1001, 17-27-305, 17-27-1001, 17-50-312

Effective May 5, 2003

Chapter 124, Laws of Utah 2003

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**HB 126**    **Medicaid Benefit Amendments** (*Rebecca D. Lockhart*) This act modifies the Medicaid Assistance Act. The act authorizes the department to study a Medicaid drug program. The act establishes certain requirements for the Medicaid drug program and requires legislative oversight before a Medicaid drug program is implemented. The act clarifies that the department must implement the state Medicaid program through the administrative rule process. The act requires the department to submit a proposed administrative rule that would modify Medicaid benefits, services, or reimbursement methodologies to either the Legislative Executive Appropriations Committee or the Health and Human Services Appropriation Subcommittee before adopting the rule.

Amends 26-18-2.3, 26-18-3; Enacts 26-18-2.4

Effective May 5, 2003

Chapter 324, Laws of Utah 2003

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**HB 129**    **Voyeurism Amendments** (*Brent H. Goodfellow*) This act modifies the Criminal Code by specifying the offense of voyeurism. This act provides the elements of the offense, levels of penalties, and exemptions.

Amends 76-6-202, 76-9-702, 76-9-702.5; Enacts 76-9-702.7

Effective May 5, 2003

Chapter 325, Laws of Utah 2003

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**HB 130**    **Damage on Private Land by Big Game Animals** (*Stephen H. Urquhart*) This act modifies the Wildlife Resources Code to amend provisions relating to big game animal damage to cultivated crops, forage, fences, or irrigation equipment on private land. The act modifies the conditions under which a landowner may kill big game animals damaging cultivated crops. The act provides for a mitigation review panel which, under certain circumstances, reviews depredation mitigation plans proposed by the Division of Wildlife Resources. The act makes technical changes. The act provides a coordination clause.

Amends 23-16-3, 23-16-4, 23-20-4; Enacts 23-16-1.1, 23-16-3.1, 23-16-3.2; Repeals 23-16-3.5

Effective May 5, 2003

Chapter 228, Laws of Utah 2003

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**HB 133 Expedited Child Welfare Procedures** (*Chad E. Bennion*) This act modifies Abuse, Neglect, and Dependency Proceedings and Child Welfare Services. The act requires the juvenile court, under specified conditions, to expedite cases where a petition of abuse, neglect, or dependency has been filed but the child has not been taken into protective custody. The act extends to these cases the same deadlines for pretrial and shelter hearings that apply to cases where a child has been taken into protective custody. The act requires the juvenile court to rule on a request for a protective order on behalf of a child who is alleged to be abused or neglected within 72 hours. The act requires the attorney general to file abuse or neglect petitions requested by the Division of Child and Family Services within 72 hours. The act requires the Division of Child and Family Services to convene a child protection team meeting within 24 hours of filing an abuse or neglect petition on behalf of a child not removed from a home. This act provides a coordination clause.

Amends 78-3a-305, 78-3a-308; Enacts 62A-4a-202.8

Effective May 5, 2003

Chapter 326, Laws of Utah 2003

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**HB 136 County Option Sales and Use Tax for Highways, Fixed Guideways, or Systems for Public Transit** (*Jeff Alexander*) This act modifies the Sales and Use Tax Act to provide definitions and to authorize a county legislative body to impose a local option sales and use tax beginning on or after April 1, 2004 for highways, fixed guideways, or systems for public transit. The act provides procedures and requirements for imposing the tax and establishes the duties of the State Tax Commission to administer, collect, and enforce the tax. The act authorizes the State Tax Commission to retain a portion of the tax to cover the costs of administering the tax. The act creates the State Highway Projects Within Counties Fund. The act requires the Department of Transportation to make a separate accounting for each county for which revenues are deposited into the fund. This act provides the purposes for which revenues and interest deposited into the fund may be expended. The act provides that the fund shall earn interest and the interest shall be allocated to each county for which revenues are deposited into the fund.

Enacts 59-12-1501, 59-12-1502, 59-12-1503, 72-2-121.1

Effective May 5, 2003

Chapter 282, Laws of Utah 2003

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**HB 137 Residential Facilities for the Disabled Amendments** (*Greg J. Curtis*) This act modifies the Utah Municipal Code and provisions relating to counties. The act modifies the permissible and required provisions of a county or municipal ordinance relating to residential facilities for persons with a disability. The act authorizes a limit on the number of occupants of a residential facility for persons with a disability, authorizes an ordinance to provide for residential facilities for persons with a disability to be excluded from a zoning area under certain circumstances, and authorizes the creation of a security plan for certain residential facilities for persons with a disability, if consistent with other applicable law. The act also makes technical changes.

Amends 10-9-605, 17-27-605

Effective May 5, 2003

Chapter 283, Laws of Utah 2003

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**HB 142 Manufactured Home and Mobile Home Amendments** (*Wayne A. Harper*) This act modifies the Mortgage Financing Regulation Act and Motor Vehicle Act. The act provides definitions and modifies the procedures and requirements for classifying manufactured homes and mobile homes as real property or personal property. The act repeals Part 6 of the Property Tax Act. The act makes technical changes. The act takes effect on January 1, 2004.

Amends 9-4-1202, 58-56-17, 59-2-1109; Enacts 41-1a-1320, 70D-1-19, 70D-1-20; Repeals 59-2-601, 59-2-602, 59-2-604

Effective January 1, 2004

Chapter 229, Laws of Utah 2003

**HB 145**    **Department of Administrative Services Amendments** (*Loraine T. Pace*) This act modifies provisions relating to the Department of Administrative Services. This act modifies provisions relating to the Division of Fleet Operations. This act allows vehicles to be acquired with funding from sources other than state appropriations or through federal surplus. This act changes the membership of the Motor Pool Review Committee. This act requires agencies to report the results of investigations of vehicle misuse to the Divisions of Fleet Operations and Risk Management. This act allows the director of the Division of Fleet Operations to delegate functions to other state agencies upon approval from the executive director of the Department of Administrative Services. This act eliminates the Utah Sports Authority from the Department of Administrative Services. This act modifies the names of the divisions within the Department of Administrative Services. This act makes technical changes.

Amends 63-38-3.5, 63A-1-109, 63A-9-301, 63A-9-302, 63A-9-401, 63A-9-501; Repeals 63A-2-201

Effective May 5, 2003

Chapter 5, Laws of Utah 2003

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**HB 146**    **Nontraditional Insurers** (*James A. Ferrin*) This act modifies the Insurance Code to replace the definition for a nonprofit educational insurer with a definition for a nontraditional insurer, and to continue the exemption of nonprofit educational insurers from certain provisions of the Insurance Code to nontraditional insurers.

Amends 31A-10-201, 31A-10-202, 31A-10-203

Effective May 5, 2003

Chapter 230, Laws of Utah 2003

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**HB 148**    **Unlawful Taking of Game Fish** (*Stephen D. Clark*) This act modifies the Wildlife Resources Code to amend restitution amounts for certain game fish and wildlife species. This act contains a coordination clause.

Amends 23-20-4, 23-20-4.5

Effective May 5, 2003

Chapter 125, Laws of Utah 2003

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**HB 149**    **School District Administrator Amendments** (*Jeff Alexander*) This act modifies the State System of Public Education Code by allowing a local board of education to hire a superintendent with outstanding professional qualifications who does not hold an administrative/supervisory license.

Amends 53A-3-301

Effective May 5, 2003

Chapter 231, Laws of Utah 2003

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**HB 152**    **Legislative Audits of Child Welfare** (*Michael E. Noel*) This act modifies child welfare statutes. The act changes the frequency of the annual legislative audit of child welfare cases, eliminates the requirement that the audit address statutorily enumerated issues, and specifies who may initiate the audit. The act makes technical changes.

Amends 62A-4a-118

Effective May 5, 2003

Chapter 232, Laws of Utah 2003

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**HB 154**    **Vision Screening Checkoff for Motor Vehicle Registration and Driver License Application and Renewal** (*Katherine M. Bryson*) This act modifies the Motor Vehicles Code by changing the registration check off name from blindness prevention to vision screening. This act increases the check off voluntary contribution amount from \$1 to \$2 and provides that Friends For Sight, which was formerly Prevent Blindness Utah, shall receive the contributions. This act modifies the Public Safety Code by changing the license check off name from blindness prevention to vision screening. This act increases the voluntary contribution amount from \$1 to \$2 and provides that Friends For Sight shall receive the contributions. This act takes effect July 1, 2003.

Amends 41-1a-230, 53-3-214.5

Effective July 1, 2003

Chapter 126, Laws of Utah 2003

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**HB 155**    **Amendments to Election Law** (*Brent H. Goodfellow*) This act modifies the Election Code. This act amends the definition of polling place to include a location where absentee voting is conducted. This act also amends the qualifications for municipal candidates.

Amends 20A-1-102, 20A-3-501, 20A-9-203

Effective May 5, 2003

Chapter 127, Laws of Utah 2003

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**HB 157**    **Control of Wolf Population** (*Michael R. Styer*) This act modifies the Wildlife Resources Code to allow wolves to be transplanted if certain conditions are met.

Amends 23-14-21

Effective May 5, 2003

Chapter 128, Laws of Utah 2003

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**HB 158**    **Incorporation of Cities** (*Brad L. Dee*) This act modifies the Utah Municipal Code to expand application of a provision allowing an owner of property to exclude that property from a proposed municipal incorporation so that the provision applies to proposed incorporations in counties of the second class.

Amends 10-2-104

Effective May 5, 2003

Chapter 129, Laws of Utah 2003

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**HB 159** **Voluntary Contribution Act Amendments** (*Chad E. Bennion*) This act modifies Labor Code and Election Code provisions relating to political activities by labor organizations. This act prohibits labor organizations from: requiring contributions to certain political groups as a condition of membership; expending union dues for political purposes; and transferring union dues to a political fund. This act requires labor organizations that wish to make political contributions to: establish a political fund that is separate from any account containing monies received as union dues; ensure that the costs of administering the political fund are made from the fund and not from union dues; ensure that each contribution to the fund is voluntary; and register the fund as a political action committee or political issues committee. This act repeals certain provisions. This act authorizes the attorney general to bring an action against a labor organization to enforce compliance. This act modifies requirements relating to payments to labor organizations. This act authorizes employee-approved payments from employee paychecks for union dues. This act prohibits public employers from deducting monies from a public employee's paycheck for certain purposes. This act authorizes the attorney general to bring an action against the public employer to enforce compliance. This act provides a severability clause and addresses the act's effect on present and future contracts.

Amends 20A-11-1402, 34-32-1, 53A-3-411; Enacts 10-3-1109, 17-33-11.5, 17A-1-604, 20A-11-1406, 34-32-1.1; Repeals 20A-11-1405; Repeals and Reenacts 20A-11-1403, 20A-11-1404

Effective May 5, 2003

Chapter 284, Laws of Utah 2003

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**HB 160** **Emergency Health Response Amendments** (*Marda Dillree*) This act amends professional licensing provisions, the powers and duties of local health departments, and provisions related to immunity from liability for governmental entities and certain professionals. The act establishes exceptions to certain licensing standards when a national, state, or local emergency is declared. The act amends certain prescription drug dispensing rules when emergencies are declared. The act authorizes local departments of health to investigate suspected bioterrorism and diseases and to provide public health assistance in a declared emergency. The act provides limited immunity from civil damages for governmental entities and certain health professionals responding to a declared emergency. This act has an immediate effective date.

Amends 26A-1-114, 58-1-307, 58-13-2, 58-17a-620, 63-30-3, 78-11-22

Effective February 18, 2003

Chapter 3, Laws of Utah 2003

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**HB 161** **Snow College Richfield Campus** (*Bradley T. Johnson*) This act modifies provisions of the State System of Higher Education Code by changing the name of Snow College South to the Snow College Richfield campus. This act removes the Central Applied Technology College from the Utah College of Applied Technology and transfers its functions and responsibilities to Snow College. This act creates an applied technology advisory committee at the Snow College Richfield campus and specifies its membership and duties. This act modifies applied technology education reporting provisions. This act takes effect on July 1, 2003.

Amends 53A-15-202, 53B-2a-102, 53B-2a-103, 53B-2a-104, 53B-2a-105, 53B-2a-108, 53B-2a-110, 53B-16-205, 63B-9-103; Enacts 53B-16-206

Effective July 1, 2003

Chapter 233, Laws of Utah 2003

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**HB 162**    **Amendments Related to Financial Institutions** (*Jeff Alexander*) This act modifies the Financial Institutions title to address provisions related to credit unions and mutual associations and to make technical changes. The act addresses nonexempt credit unions establishing branches. This act addresses voting requirements for mutual associations. This act modifies definitions. The act addresses loan limitations. The act addresses credit union service organizations. The act addresses mergers involving credit unions. The act addresses operations of out-of-state credit unions. The act addresses provisions related to fields of membership and grandfathering. This act provides for credit unions becoming nonexempt credit unions. This act provides for a competitive equity assessment and penalties for failure to pay the competitive equity assessment. This act modifies provisions related to state corporate franchise and income taxes to address the taxation of nonexempt credit unions. This act establishes a two-year legislative task force to study issues related to credit unions and other financial institutions. The act establishes task force membership, duties, and salaries and designates staff for the task force. The act requires the task force to prepare a report. The act makes a one-time appropriation of \$44,500 from the General Fund for fiscal year 2002-03 to pay for task force expenses. The act makes a one-time appropriation of \$44,500 from the General Fund for fiscal year 2003-04 to pay for task force expenses. This act provides intent language. This act provides different effective dates for different provisions of the act. The act provides a repeal date for the task force.

Amends 7-1-708, 7-7-10, 7-9-3, 7-9-5, 7-9-6, 7-9-11, 7-9-12, 7-9-16, 7-9-20, 7-9-26, 7-9-34, 7-9-37, 7-9-39, 7-9-39.5, 7-9-46, 7-9-51, 7-9-52, 7-9-53, 59-1-403, 59-7-101, 59-7-102; Enacts 7-9-55, 7-9-56, 7-9-57, 7-9-58; Repeals 7-9-54

Effective May 5, 2003

Chapter 327, Laws of Utah 2003

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**HB 163**    **Criminal Restitution Amendments** (*Douglas C. Aagard*) This act modifies the Code of Criminal Procedure provision that allows a victim to recover restitution for wages lost as a result of a crime, to include crimes that do not cause physical injury to the victim.

Amends 77-38a-302

Effective May 5, 2003

Chapter 285, Laws of Utah 2003

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**HB 164**    **James V. Hansen Highway Designation** (*Douglas C. Aagard*) This act modifies the Transportation Code by designating a section of Route 89 beginning at the Farmington interchange north to Route 203, Harrison Boulevard in South Ogden as the James V. Hansen Highway. This act requires the Department of Transportation to make the designation of this highway on future state highway maps.

Enacts 72-4-208

Effective May 5, 2003

Chapter 130, Laws of Utah 2003

- HB 165** **Revisor's Statute** (*Marda Dillree*) This act modifies parts of the Utah Code to make technical corrections including wording, cross references, and numbering changes.

Amends 10-1-203, 11-17-3, 11-27-2, 13-28-3, 13-34-105, 13-35-103, 13-35-202, 13-35-203, 13-35-204, 16-6a-102, 16-6a-1002, 17-27-106, 17-52-401, 17A-1-301, 17A-1-403, 17A-2-405, 17A-2-1304, 17A-3-606, 19-2-104, 20A-3-105.5, 20A-5-403, 26A-1-110, 31A-1-301, 31A-5-101, 31A-9-101, 31A-21-105, 31A-22-617, 34A-2-301, 49-15-102, 49-21-102, 53-1-106, 53-3-218, 53-3-402, 53-3-805, 53-8-213, 53A-1a-601, 54-15-106, 58-13-4, 58-31b-202, 58-37-2, 58-57-2, 58-59-501, 58-60-507, 58-60-509, 58-61-602, 58-71-102, 58-71-302, 58-76-502, 59-1-206, 59-14-408, 62A-3-301, 62A-11-304.4, 63-2-304, 63-55-236, 63-55b-120, 63-55b-123, 63-55b-134, 63-55b-153, 63-55b-172, 70A-2-403, 70A-11-105, 70A-11-106, 72-1-303, 72-3-104, 73-10-2, 75-2-1001, 78-3a-306, 78-11-6, 78-11-7, 78-27-37, 78-27-43, 78-36-10.5; Repeals 9-1-701, 58-60-505

Effective May 5, 2003

Chapter 131, Laws of Utah 2003

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- HB 169** **Process for Creation of New School Districts** (*David N. Cox*) This act modifies provisions related to school districts to provide a process for creating new school districts. The act provides for the transfer of school property to the new school district, a tax on property within the new school district to pay for the new district's proportionate share of the existing district's debt, and for the election of new school board members. The act takes effect July 1, 2003.

Enacts 53A-2-117, 53A-2-118, 53A-2-119, 53A-2-120, 53A-2-121, 53A-2-122

Effective July 1, 2003

Chapter 234, Laws of Utah 2003

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- HB 171** **Pamela Atkinson Homeless Trust Account** (*Martin R. Stephens*) This act modifies provisions related to the Homeless Trust Account by renaming it the Pamela Atkinson Homeless Trust Account.

Amends 9-4-802, 9-4-803, 59-10-530.5

Effective May 5, 2003

Chapter 132, Laws of Utah 2003

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- HB 172** **Background Investigations of Peace Officer Candidates** (*Loraine T. Pace*) An act modifying the Public Safety Code by adding provisions regarding thorough background investigations of applicants to be law enforcement officers or to be accepted at an officer training academy. This act provides that employers of the applicant are to provide employment history to the law enforcement agency or academy if the procedures required in this act are followed. This act also protects employers from civil liability if they provide background information to the law enforcement agency or academy. The act requires that the information be confidential, and limits use by law enforcement agencies and training academies. This act also provides for an implementation date for these provisions.

Enacts 53-14-101

Effective May 5, 2003

Chapter 133, Laws of Utah 2003

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- HB 173** **Motor Vehicle Operator Fleeing a Peace Officer** (*Ty McCartney*) This act modifies the Motor Vehicles Code by clarifying the fleeing from a peace officer provisions. This act clarifies that after a signal from a peace officer to stop a vehicle, a separate offense exists for either operating a vehicle in willful disregard of the signal while endangering others or for attempting to flee a peace officer.

Amends 41-6-13.5

Effective May 5, 2003

Chapter 134, Laws of Utah 2003

**HB 174 Unemployment Insurance Fraud Amendments** (*Ty McCartney*) This act modifies Title 35A, Chapter 4, Employment Security Act, by making certain technical corrections and moving the criminal penalties provisions for violating the act from Title 35A, Chapter 4, to Title 76, Chapter 8, Offenses Against the Administration of Government, in the Utah Criminal Code.

Amends 35A-4-305, 35A-4-312; Enacts 76-8-1301; Repeals 35A-4-104

Effective May 5, 2003

Chapter 135, Laws of Utah 2003

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**HB 175 Management of Notaries Public by Lieutenant Governor** (*Lorraine T. Pace*) This act modifies provisions relating to Notaries Public by transferring the administration of the Notaries Public Reform Act from the Division of Corporations and Commercial Code to the lieutenant governor. The act designates the money collected under the Notaries Public Reform Act as dedicated credits.

Amends 17-20-3, 46-1-3, 46-1-4, 46-1-19, 46-1-20, 46-1-21; Enacts 46-1-23

Effective May 5, 2003

Chapter 136, Laws of Utah 2003

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**HB 176 Termination of Parental Rights** (*Mike Thompson*) This act modifies the Human Services Code. This act amends Section 78-3a-415 making it applicable to all juvenile court proceedings involving parents and minors as well as any proceeding involving the Division of Child and Family Services.

Amends 78-3a-415

Effective May 5, 2003

Chapter 187, Laws of Utah 2003

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**HB 178 Firearms Amendments** (*Ty McCartney*) This act modifies provisions related to weapons by expanding the restrictions on the purchase of firearms by Category I restricted persons.

Amends 76-10-503

Effective May 5, 2003

Chapter 235, Laws of Utah 2003

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**HB 180 Trauma Registry Data** (*Sheryl L. Allen*) This act amends the Health Code. The act extends the period of time in which a hospital must submit trauma data to the state health department trauma registry from July 1, 2003 to December 31, 2006.

Amends 26-8a-253

Effective May 5, 2003

Chapter 137, Laws of Utah 2003

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**HB 181 Security Requirements in Use of Social Security Numbers** (*Sheryl L. Allen*) This act modifies the Insurance Code. The act amends provisions related to health insurance. The act prohibits certain accident and health insurers and certain programs offered under the Public Employees' Benefit and Insurance Program Act from displaying Social Security numbers on cards required for an individual to access services. The act provides exceptions. The act requires insurers to comply with the security requirements by July 1, 2004 but permits certain extensions until March 1, 2005.

Enacts 31A-22-634, 49-20-408

Effective May 5, 2003

Chapter 188, Laws of Utah 2003

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**HB 182**    **Air Conservation Act Amendments** (*Michael T. Morley*) This act modifies the penalties provision of the Air Conservation Act by making a knowing violation of asbestos work practices a third degree felony. The act also makes certain technical changes.

Amends 19-2-115

Effective May 5, 2003

Chapter 138, Laws of Utah 2003

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**HB 187**    **Campaign Contribution Restrictions** (*Neil A. Hansen*) This act modifies the Lobbyist Disclosure and Regulation Act to prohibit contributions to the governor during a legislative session or during the time period established for the governor to approve or veto bills passed by the Legislature.

Amends 36-11-305

Effective May 5, 2003

Chapter 286, Laws of Utah 2003

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**HB 188**    **State Park Fee Amendments** (*Bradley T. Johnson*) This act modifies the Natural Resources Code by deleting provisions that allow citizens of the state who are 62 years or older admission to state parks without charge.

Amends 63-11-17

Effective May 5, 2003

Chapter 328, Laws of Utah 2003

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**HB 189**    **Lending Law Amendments** (*Wayne A. Harper*) This act modifies the Check Cashing Registration Act to enact provisions governing the extension of a deferred deposit loan through electronic means, and to require immediate payment to a person receiving a deferred deposit loan through electronic means. The act modifies the Financial Institutions Code to enact the Title Lending Registration Act, imposing registration requirements, operational and disclosure requirements, and enforcement provisions for title loans. The act makes technical changes.

Amends 7-1-401, 7-23-102; Enacts 7-23-105.1, 7-24-101, 7-24-102, 7-24-201, 7-24-202, 7-24-203, 7-24-204, 7-24-301, 7-24-302, 7-24-303, 7-24-304, 7-24-305

Effective May 5, 2003

Chapter 236, Laws of Utah 2003

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**HB 192**    **Oversight of Utah Climate Center by Utah State University** (*Ben C. Ferry*) This act modifies the State System of Higher Education Code by transferring responsibility for the Utah Climate Center from the Department of Agriculture and Food to Utah State University. This act takes effect on July 1, 2003.

Amends 4-2-2; Enacts 53B-18-105

Effective July 1, 2003

Chapter 139, Laws of Utah 2003

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**HB 194**    **Sheriff Certification Requirements** (*Joseph G. Murray*) This act modifies candidacy requirements for the office of county sheriff to require a candidate for county sheriff to have successfully met certain standards and training or to have passed a certification examination and to be qualified to be certified as a law enforcement officer at the time the person files a declaration of candidacy. The act modifies qualification requirements for a county sheriff. The act requires county clerks to ensure that persons filing a declaration of candidacy for county sheriff meet the qualifications for office. The act also makes technical changes.

Amends 17-22-1.5, 20A-9-201

Effective May 5, 2003

Chapter 140, Laws of Utah 2003

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**HB 197 License Plate for Boys and Girls Clubs** (*Chad E. Bennion*) This act modifies the Motor Vehicles Code by adding a Boys and Girls Clubs of America special group license plate to provide financial support to the Utah Alliance of Boys and Girls Clubs, Inc. This act requires applicants for the new plate to make a \$25 annual donation to the Utah Alliance of Boys and Girls Clubs, Inc. This act takes effect on October 1, 2003.

Amends 41-1a-418, 41-1a-422

Effective October 1, 2003

Chapter 141, Laws of Utah 2003

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**HB 198 Expansion of Access to Fish and Game Opportunities** (*Stephen D. Clark*) This act modifies the Wildlife Resources Code to expand opportunities to certain persons to engage in hunting and fishing related activities.

Amends 23-19-1

Effective May 5, 2003

Chapter 189, Laws of Utah 2003

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**HB 199 Line-of-duty Death Benefit** (*Ron Bigelow*) This act modifies the Utah State Retirement and Insurance Benefit Act by allowing the Public Employees' Benefit and Insurance Program to provide employee line-of-duty death benefit coverage as part of the group life insurance program instead of purchasing the coverage. This act provides an immediate effective date.

Amends 49-20-406

Effective March 15, 2003

Chapter 142, Laws of Utah 2003

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**HB 200 Property Taxes and Uniform Fees - Interest Rates on Deferred or Delinquent Taxes** (*LaVar Christensen*) This act modifies the Property Tax Act to address the interest rates imposed on certain deferred or delinquent property taxes or uniform fees. This act makes technical changes. This act takes effect on January 1, 2004.

Amends 59-2-1108, 59-2-1302, 59-2-1331, 59-2-1347

Effective January 1, 2004

Chapter 143, Laws of Utah 2003

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**HB 201 Judiciary Amendments** (*M. Susan Lawrence*) This act modifies the Code of Criminal Procedures by allowing bail to be posted by credit and debit card at the discretion of the judge or bail commissioner in addition to cash and written undertakings.

Amends 77-20-4

Effective May 5, 2003

Chapter 287, Laws of Utah 2003

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**HB 202 Utah Energy Office Amendments** (*Stephen H. Urquhart*) This act modifies the Utah Natural Resources Act to address the energy-related duties of the executive director of the Department of Natural Resources and the Utah Energy Office and to make technical changes. This act has a special effective date.

Amends 63-34-5, 63-34-5, 63-34-101

Effective May 5, 2003

Chapter 144, Laws of Utah 2003

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**HB 203 Residential Mortgage Regulatory Commission** (*Gordon E. Snow*) This act modifies the Utah Residential Mortgage Practices Act. This act provides that three members of the Residential Mortgage Regulatory Commission shall have at least three years of experience in transacting the business of residential mortgage loans, and one member of the commission shall be from the general public. This act takes effect on July 1, 2004.

Amends 61-2c-104

Effective July 1, 2004

Chapter 145, Laws of Utah 2003

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**HB 204 Felony Murder Amendments** (*Karen W. Morgan*) This act modifies the Criminal Code regarding proof of intent when an offender commits a specified felony, and in the process another person is killed. This act clarifies existing law stating that in order to prove the murder offense, the prosecution must prove the intent to commit the specified felony, not intent to commit murder.

Amends 76-5-203

Effective May 5, 2003

Chapter 146, Laws of Utah 2003

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**HB 206 County Responsibility for Voting Precincts and Polling Places** (*Ron Bigelow*) This act modifies statutes governing common polling places by eliminating the requirement that voting precincts must be in the same legislative districts in order to be combined.

Amends 20A-5-303

Effective May 5, 2003

Chapter 147, Laws of Utah 2003

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**HB 209 Sentencing for Use of Dangerous Weapon** (*Gregory H. Hughes*) This act modifies the Criminal Code by removing the dangerous weapon enhancement from the general felony sentencing statute and placing it in a separate section. The language is also amended to facilitate application of the enhancement in felony cases.

Amends 23-20-4, 76-3-203, 76-3-203.2; Enacts 76-3-203.8

Effective May 5, 2003

Chapter 148, Laws of Utah 2003

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**HB 210 Sexual Abuse of a Child Amendments** (*Mike Thompson*) This act modifies the Criminal Code by clarifying in the offense of sexual abuse of a child that the reference to the victim's age as being younger than 14 applies to all provisions in the section. This act also amends affected cross references.

Amends 76-2-304.5, 76-3-406, 76-5-404.1, 76-5-406, 76-5-406.5, 77-27-9

Effective May 5, 2003

Chapter 149, Laws of Utah 2003

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**HB 211 Disabilities Appropriations Nonlapsing** (*Rebecca D. Lockhart*) This act modifies the Human Services Code. This act specifies that all appropriations to the Division of Services for People with Disabilities are nonlapsing and limits the use of unexpended funds to one-time expenditures.

Amends 62A-5-102

Effective May 5, 2003

Chapter 150, Laws of Utah 2003

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**HB 212 Primary Care Network Amendments for General Assistance Recipients** (*Kory M. Holdaway*) This act modifies the Health Code. The act authorizes the Department of Health's Medicaid Primary Care Network Demonstration Project to apply for a waiver to reduce the amount of the enrollment fee that must be paid by a person to obtain coverage under the primary care network. The reduced enrollment fee would apply only to those who are eligible for the state's General Assistance Program after July 1, 2003.

Amends 26-18-3.5

Effective May 5, 2003

Chapter 329, Laws of Utah 2003

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**HB 217 Private Investigator Licensure Amendments** (*Margaret Dayton*) This act modifies the Public Safety Code by providing that the Bureau of Criminal Identification will issue private investigator licenses within a specified number of days, and that the Private Investigator Hearing and Licensure Board will hear appeals from the bureau's decisions, rather than issuing the licenses. The act amends the definition of direct supervision. The act also allows the bureau to consider mitigating circumstances when reviewing the applicant's good moral character. This act takes effect on July 1, 2003.

Amends 53-9-102, 53-9-103, 53-9-105, 53-9-106, 53-9-108

Effective July 1, 2003

Chapter 330, Laws of Utah 2003

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**HB 219 Wages for Tipped Employees** (*David Ure*) This act modifies the Utah Minimum Wage Act to modify the method an employer uses to calculate wage payments to a tipped employee, and to make technical changes.

Amends 34-40-102, 34-40-104

Effective May 5, 2003

Chapter 151, Laws of Utah 2003

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**HB 221 Extending the Sales and Use Tax Exemption for Pollution Control Facilities** (*David Ure*) This act modifies the Air Conservation Act by extending the time period for claiming a sales and use tax exemption on materials, equipment, and services used for the construction or installation of a pollution control facility. The act extends the time period for creating, constructing, or installing a pollution control facility for purposes of the sales and use tax exemption.

Amends 19-2-124, 19-2-125

Effective May 5, 2003

Chapter 331, Laws of Utah 2003

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**HB 222 Child Welfare Proceedings Amendments** (*Greg J. Curtis*) This act modifies the Judicial Code. This act phases in expanded access to abuse, neglect, and dependency hearings and records of those hearings, beginning with Juvenile Court districts identified by the Judicial Council as pilot districts. This act requires the Judicial Council to report to the Legislature on the effects of this act. This act includes revisors instructions.

Amends 78-3-21, 78-3a-115, 78-3a-116, 78-3a-406; Enacts 78-3a-115.1

Effective May 5, 2003

Chapter 332, Laws of Utah 2003

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**HB 223** **Changing State Song** (*Dana C. Love*) This act modifies the State Affairs in General title by changing the state song and designating the current state song as the state hymn.

Amends 63-13-5.5

Effective May 5, 2003

Chapter 152, Laws of Utah 2003

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**HB 224** **State Records Committee - Membership Amendments** (*James A. Dunnigan*) This act modifies Government Records Access and Management Act provisions related to the State Records Committee. This act allows the director of the Division of State History to appoint a designee to attend the committee when the director is unable to attend.

Amends 63-2-501

Effective May 5, 2003

Chapter 153, Laws of Utah 2003

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**HB 225** **Retirement Systems Membership Exclusions** (*Brad L. Dee*) This act modifies the Utah State Retirement and Insurance Benefit Act by increasing the cap on the number of positions that a municipality, county, or political subdivision may exclude from membership in the Public Employees' Contributory Retirement System and the Public Employees' Noncontributory Retirement System. This act takes effect on July 1, 2003.

Amends 49-12-203, 49-13-203

Effective July 1, 2003

Chapter 154, Laws of Utah 2003

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**HB 228** **Local Government Officials Amendments** (*Mike Thompson*) This act modifies the Utah Municipal Code and provisions relating to counties. The act authorizes county legislative bodies to compel the attendance of its own members at meetings and modifies the designation of the municipal body that is authorized to compel attendance at meetings. The act also makes technical changes.

Amends 10-3-505, 17-53-206

Effective May 5, 2003

Chapter 237, Laws of Utah 2003

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**HB 229** **Providing Location Information to Noncustodial Parents with Visitation Rights** (*Mike Thompson*) This act modifies the Human Services Code. This act permits custodial or noncustodial parents or their legal representatives to serve the Office of Recovery Services to obtain certain information.

Amends 62A-11-304.4

Effective May 5, 2003

Chapter 190, Laws of Utah 2003

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**HB 230** **Parental Relocation Amendments** (*Mike Thompson*) This act creates a requirement that divorced or separated parents provide a notice of relocation to the other parent before moving or leaving the state. The notice shall be signed and acknowledged by both parents.

Amends 30-3-10.9, 30-3-37

Effective May 5, 2003

Chapter 288, Laws of Utah 2003

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**HB 231 Health Care Facility Licensure Amendments** (*Rosalind J. McGee*) This act modifies the Health Code. The act amends the period of time for which a health care facility license is valid from 12 months to 24 months. The act makes conforming amendments and technical amendments.

Amends 26-21-8

Effective May 5, 2003

Chapter 155, Laws of Utah 2003

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**HB 232 Utah College of Applied Technology Amendments** (*Ron Bigelow*) This act modifies the State System of Higher Education Code by modifying provisions relating to the Utah College of Applied Technology. This act changes terminology of the Utah College of Applied Technology's college campuses, campus presidents, and campus boards of directors. This act amends definitions. This act modifies some governance provisions within the Utah College of Applied Technology and its campuses as well as provisions relating to governance by the State Board of Regents. This act allows market cost tuition for adult students of the Utah College of Applied Technology. This act authorizes certain Utah College of Applied Technology campus leases. This act makes technical corrections. This act takes effect on July 1, 2003.

Amends 53A-1-402, 53A-15-202, 53B-1-103, 53B-1-104, 53B-2a-101, 53B-2a-102, 53B-2a-103, 53B-2a-104, 53B-2a-105, 53B-2a-106, 53B-2a-107, 53B-2a-108, 53B-2a-109, 53B-2a-110, 53B-2a-111, 53B-2a-112, 53B-16-205, 63A-5-305; Enacts 53B-2a-113

Effective July 1, 2003

Chapter 289, Laws of Utah 2003

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**HB 234 Administrative Treatment of Traffic Violations - Technical Amendments** (*David N. Cox*) This act makes technical changes related to an earlier repeal of a provision regarding civil penalties and adjudication for a moving traffic violation within a municipality.

Amends 10-3-703, 10-3-703.7, 53-3-218, 63-63a-1, 63-63a-2, 78-7-35

Effective May 5, 2003

Chapter 156, Laws of Utah 2003

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**HB 235 Falsification or Alteration of Government Record** (*Katherine M. Bryson*) This act modifies the Criminal Code by clarifying that falsification of a government record is a class B misdemeanor only if the offense does not constitute a fraud offense subject to a greater penalty.

Amends 76-8-511

Effective May 5, 2003

Chapter 238, Laws of Utah 2003

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**HB 238 Utah Code of Criminal Procedure Amendments** (*Katherine M. Bryson*) This act clarifies provisions of the Code of Criminal Procedure relating to the withdrawal of guilty pleas, expert testimony, suspension of sentences, and the filing of investigation records.

Amends 77-13-6, 77-17-13, 77-18-1

Effective May 5, 2003

Chapter 290, Laws of Utah 2003

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**HB 240**     **Venture Capital Enhancement Act** (*Peggy Wallace*) This act enacts the Utah Venture Capital Enhancement Act. The act provides economic stimulus measures for businesses by creating the Utah Capital Investment Board. The act authorizes the organization of the Utah Capital Investment Corporation and a Utah fund of funds. The act provides for the issuance of contingent tax credits to investors in the Utah fund of funds. The act takes effect on July 1, 2003.

Amends 9-2-1205, 63-55-209, 63E-1-102, 63E-1-302, 63E-1-303; Enacts 9-2-1901, 9-2-1902, 9-2-1903, 9-2-1904, 9-2-1905, 9-2-1906, 9-2-1907, 9-2-1908, 9-2-1909, 9-2-1910, 9-2-1911, 9-2-1912, 9-2-1913, 9-2-1914, 9-2-1915, 9-2-1916, 9-2-1917, 9-2-1918, 9-2-1919, 9-2-1920, 9-2-1921, 9-2-1922, 9-2-1923, 9-2-1924

Effective July 1, 2003

Chapter 291, Laws of Utah 2003

**HB 242**     **Protection of Rights-of-way - Gates on County Roads** (*Michael E. Noel*) This act modifies the Transportation Code by redefining county road and allowing counties to erect gates on class D roads. This act makes technical changes.

Amends 72-7-106

Effective May 5, 2003

Chapter 239, Laws of Utah 2003

**HB 244**     **Municipal Government Amendments** (*Wayne A. Harper*) This act modifies city classification provisions and adds new classifications. The act modifies the population size of cities to which certain meeting requirements apply. The act modifies the population size of cities subject to certain animal shelter provisions. The act modifies the population size of cities to which a maximum charge for newspaper official notices applies. The act also makes conforming and technical changes.

Amends 9-2-404, 10-1-104, 10-2-112, 10-2-114, 10-2-125, 10-2-301, 10-2-405, 10-3-105, 10-3-205, 10-3-205.5, 10-3-208, 10-3-402, 10-3-502, 10-3-504, 10-3-507, 10-3-609, 10-3-808, 10-3-809, 10-3-810, 10-3-811, 10-3-812, 10-3-916, 10-3-917, 10-3-918, 10-3-919, 10-3-920, 10-3-1208, 10-3-1212, 10-6-106, 10-6-111, 10-6-135, 10-6-139, 10-6-148, 10-6-153, 10-6-154, 10-6-157, 10-7-7, 10-8-90, 10-8-91, 10-9-307, 10-11-1, 10-17-102, 11-14-3, 17-42-102, 17A-2-1302, 17A-2-1308, 17A-3-306, 17A-3-317, 17A-3-407, 20A-5-301, 20A-7-601, 20A-9-404, 32A-2-101, 32A-3-101, 32A-4-101, 32A-5-101, 32A-10-201, 45-1-2, 53-6-106, 57-11-4, 67-3-8, 72-3-104, 72-8-102

Effective May 5, 2003

Chapter 292, Laws of Utah 2003

**HB 246 Retirement Office Amendments** (*Ron Bigelow*) This act modifies the Utah State Retirement and Insurance Benefit Act, including many technical or conforming amendments. This act amends definitions. This act modifies the penalties against a participating employer for delinquent contributions. This act allows recalculations of retirement benefits to be ignored if the change the benefit is less than one dollar. This act modifies death benefit and beneficiary provisions, including survivor and notice provisions. This act requires a member of the retirement system to have five years of service credit and meet federal eligibility requirements prior to purchasing service credit. This act requires participating employers to cover their public safety employees with long-term disability insurance. This act amends the retirement allowance provisions for members of the Governors' and Legislators Retirement System. This act modifies provisions of the Public Employees' Long-Term Disability Act. This act makes technical corrections.

Amends 49-11-102, 49-11-202, 49-11-501, 49-11-503, 49-11-504, 49-11-601, 49-11-602, 49-11-603, 49-11-604, 49-11-607, 49-11-609, 49-11-612, 49-12-102, 49-12-405, 49-13-102, 49-13-202, 49-13-405, 49-13-408, 49-14-102, 49-14-401, 49-14-502, 49-14-503, 49-15-102, 49-15-502, 49-15-503, 49-15-504, 49-16-102, 49-16-401, 49-16-402, 49-16-501, 49-16-503, 49-16-504, 49-16-602, 49-17-401, 49-18-401, 49-18-501, 49-19-401, 49-20-301, 49-20-401, 49-20-406, 49-21-102, 49-21-401, 49-21-402, 49-21-403, 49-21-404, 49-21-406; Enacts 49-14-506, 49-14-601, 49-15-506, 49-15-601, 49-16-507

Effective May 5, 2003

Chapter 240, Laws of Utah 2003

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**HB 247 Power of Attorney in Relation to a Trust** (*Merlynn T. Newbold*) This act modifies and enacts provisions of the Probate Code relating to powers of attorney. It prohibits powers of attorney holders from creating, modifying, or revoking trusts without specific authorization, changing interests in the principal's property, or making loans to the holder of the power of attorney.

Amends 75-5-501; Enacts 75-5-503, 75-5-504

Effective May 5, 2003

Chapter 241, Laws of Utah 2003

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**HB 248 Privacy of State Database Health Records** (*Chad E. Bennion*) This act modifies the Health Code. The act provides that private health data collected by certain entities for the purpose of medical research to reduce morbidity and mortality is confidential and is not subject to public disclosure.

Amends 26-25-1, 26-25-2, 26-25-4

Effective May 5, 2003

Chapter 242, Laws of Utah 2003

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**HB 253 Powersport Dealer Association Amendments** (*Brent H. Goodfellow*) This act modifies the Motor Vehicles Code by adding a person who sells off-highway vehicles to the definition of dealer. This act requires off-highway vehicle dealers to obtain the same dealer license permits as new and used motorcycle and small trailer dealers. This act includes off-highway vehicle dealers in the same bonding and licensing fee provisions as new and used motorcycle and small trailer dealers. This act makes technical changes.

Amends 41-3-102, 41-3-202, 41-3-205, 41-3-601

Effective May 5, 2003

Chapter 157, Laws of Utah 2003

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**HB 254**    **Motor Vehicle Registration - Resident Exemption** (*Rebecca D. Lockhart*) This act modifies the Motor Vehicles Code by exempting from the resident registration requirements any individual domiciled in another state that is temporarily in Utah for a period not to exceed 24 months, is engaged in public, charitable, educational, or religious services for a government agency or a tax-exempt charitable organization, and is not compensated for services rendered other than expense reimbursements.

Amends 41-1a-202

Effective May 5, 2003

Chapter 158, Laws of Utah 2003

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**HB 255**    **Registering for Primary Elections** (*Sheryl L. Allen*) This act modifies the election code by allowing unaffiliated voters to affiliate with a political party at regular primary elections held in 2004, 2006, and 2008. Section 20A-2-107.5 is repealed July 1, 2008.

Amends 20A-3-104.5, 63-55b-120; Enacts 20A-2-107.5

Effective May 5, 2003

Chapter 159, Laws of Utah 2003

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**HB 257**    **Public Education Legislative Task Force** (*Kory M. Holdaway*) This act creates the Public Education Legislative Task Force. The act provides for membership of the task force and compensation of members. The act outlines the responsibilities and duties of the task force. The act provides for a final report to the Education Interim Committee. The act appropriates \$14,500 from the General Fund for fiscal year 2002-03 only, to fund the task force. The act provides for staffing of the task force. The act is repealed November 30, 2003.

Effective May 5, 2003

Chapter 333, Laws of Utah 2003

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**HB 258**    **Motor Vehicle Business Regulation - Penalties** (*David Clark*) This act modifies the Motor Vehicles Code by changing the civil penalty for an advertising violation from a Level II penalty to a Level III penalty. This act takes effect July 1, 2003.

Amends 41-3-702

Effective July 1, 2003

Chapter 334, Laws of Utah 2003

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**HB 260**    **2002 Highway General Obligation Bond Amendments** (*Wayne A. Harper*) This act modifies provisions governing 2002 Highway General Obligation Bonds for Salt Lake County by eliminating certain projects and by eliminating the requirement that projects be funded in a strict priority order.

Amends 63B-11-501, 63B-11-502

Effective May 5, 2003

Chapter 335, Laws of Utah 2003

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**HB 264**    **Division of Parks and Recreation - Restricted Account** (*Michael R. Styler*) This act modifies the Parks and Recreation Code. The act modifies the way proceeds from the sale or disposal of buffalo are deposited. The act creates the State Park Fees Restricted Account funded by State Parks and Recreation revenue. The act provides an effective date.

Amends 63-11-19.2; Enacts 63-11-66

Effective July 1, 2003

Chapter 336, Laws of Utah 2003

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**HB 266 Political Issues Reporting Amendments** (*David L. Hogue*) This act modifies the Election code by establishing additional filing dates for reporting political issues contributions and expenditures.

Amends 20A-11-702, 20A-11-802

Effective May 5, 2003

Chapter 160, Laws of Utah 2003

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**HB 271 Airport to University of Utah Light Rail Restricted Account Amendments** (*David Ure*) This act modifies the Utah Public Transit District Act and the Sales and Use Tax Act to end the deposit of certain local sales and use tax revenues in the Airport to University of Utah Light Rail Restricted Account. The act requires the Division of Finance to distribute any revenues in the Airport to University of Utah Light Rail Restricted Account to each city or town that has constructed within the boundaries of the city or town any portion of the Airport to University of Utah Light Rail. The act makes technical changes.

Amends 17A-2-1064, 59-12-204, 59-12-205

Effective May 5, 2003

Chapter 337, Laws of Utah 2003

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**HB 272 Redevelopment Agencies - Tax Increment Amendments** (*Greg J. Curtis*) This act modifies the Redevelopment Agencies Act to repeal a provision authorizing the use of specified tax increment funds for the construction of an underpass. The act provides for the use of specified tax increment funds for cable television and telecommunications facilities and equipment and clarifies a limitation on the agency's authority with respect to cable television service and public telecommunications service. The act extends the date before which construction on certain projects must begin in order to receive specified tax increment funds. The act extends the authority to use specified tax increment to agencies established by other than first or second class cities and cities located in other than a first class county. The act also makes technical changes.

Amends 17B-4-1003

Effective May 5, 2003

Chapter 191, Laws of Utah 2003

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**HB 273 Utility Costs to Homeowner** (*Steven R. Mascaro*) This act modifies the Utah Municipal Code and provisions relating to special districts and local districts to prohibit a municipality, a special district, and a local district from refusing to furnish water to property based on an arrearage from a previous owner or from collecting a previous owner's arrearage from the current owner. The act authorizes special districts and local districts that own or control a water system to discontinue providing water if the property owner fails to pay for water previously furnished. The act also makes technical changes.

Amends 10-8-38; Enacts 10-7-10.5, 17A-1-103, 17B-2-103; Repeals 10-7-10, 10-7-11

Effective May 5, 2003

Chapter 161, Laws of Utah 2003

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**HB 274** **Rights-of-way Across Federal Land** (*Michael E. Noel*) This act modifies the Transportation Code by amending rights-of-way across federal lands provisions. This act amends the definition of acceptance to recognize that an acceptance vests an R.S. 2477 right-of-way in the state and the applicable county. This act amends the definition of highway to recognize that a highway does not need distinguishable endpoints. This act amends the definition of public lands not reserved for public uses to include lands that are subject to subsurface coal withdrawals or mining claims. This act authorizes the governor or the governor's designee to assess whether an R.S. 2477 has been accepted. This act provides a procedure for the governor or a designee to assess whether the R.S. 2477 grant has been accepted as to any right-of way and issue a notice of acknowledgment of an R.S. 2477 grant. This act requires the governor or a designee to provide a notice of acknowledgment to the owner of the servient estate in land over which the right-of-way runs. This act authorizes an owner of the servient estate to file an action with the district court for a decision regarding the correctness of a notice of acknowledgment issued by the governor and requires that the district court make a determination without deference to the notice of acknowledgment. This act creates a presumption of acceptance of an R.S. 2477 grant if a highway existed as of the cut-off date and currently exists in a condition suitable for public use. This act provides that a proponent of the R.S. 2477 status of a road that is not presumed bears the burden of proving acceptance by a preponderance of the evidence. This act has an immediate effective date.

Amends 72-5-301, 72-5-302; Enacts 72-5-308, 72-5-309, 72-5-310

Effective March 21, 2003

Chapter 293, Laws of Utah 2003

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**HB 277** **Residential Mortgage Practices Amendments** (*J. Morgan Philpot*) This act modifies the Utah Residential Mortgage Practices Act to modify the definition of the business of residential mortgage loans, to require licensing, preclicensing examinations, and continuing education of persons engaging in the business of residential mortgage loans, and to modify other licensing requirements. The act modifies the membership of the Residential Mortgage Regulatory Commission. The act prohibits persons from acting in certain multiple capacities with respect to a residential mortgage loan. The act makes technical changes. This act takes effect January 1, 2004. This act provides a coordination clause.

Amends 61-2c-102, 61-2c-103, 61-2c-104, 61-2c-106, 61-2c-201, 61-2c-202, 61-2c-203, 61-2c-204, 61-2c-205, 61-2c-301, 61-2c-302, 61-2c-401, 61-2c-402

Effective January 1, 2004

Chapter 243, Laws of Utah 2003

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**HB 278** **Municipal Annexations Across County Lines** (*D. Gregg Buxton*) This act modifies the Utah Municipal Code by requiring the consent of the legislative body of the county in which an area proposed for annexation is located if the proposed annexing municipality is in another county. The act requires notice to affected entities before an annexation petition is filed. The act also repeals obsolete language.

Amends 10-2-402, 10-2-403

Effective May 5, 2003

Chapter 294, Laws of Utah 2003

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**HB 280 Motor Vehicle Accidents - Access to Police Reports** (*LaVar Christensen*) This act modifies the Motor Vehicles Code by amending accident report disclosure provisions. This act requires the responsible law enforcement agency employing the investigating officer to disclose the accident report and upon written request any accompanying data within ten days of the receipt of a written request, unless the disclosure interferes with an ongoing criminal investigation or criminal prosecution. This act allows the Department of Public Safety and the responsible law enforcement agency employing the investigating peace officer to charge a reasonable fee for the cost incurred in disclosing an accident report or any of its accompanying data.

Amends 41-6-40

Effective May 5, 2003

Chapter 244, Laws of Utah 2003

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**HB 286 Waste Tax and Fee Amendments** (*David Ure*) This act modifies the Environmental Quality Code and the Revenue and Taxation Code to increase fees on radioactive waste and hazardous waste, modify taxes paid by radioactive waste facilities, and impose taxes on hazardous waste facilities and nonhazardous solid waste facilities. This act increases a regulatory fee on radioactive waste received at a radioactive waste facility and increases a regulatory fee on hazardous waste received at a hazardous waste facility for treatment and disposal. This act eliminates a tax imposed on radioactive waste and imposes a tax on radioactive waste facilities. This act imposes a tax on hazardous waste facilities and nonhazardous solid waste facilities based on gross receipts derived from the treatment or disposal of hazardous waste and nonhazardous solid waste. This act increases the fee on the disposal of PCBs, nonhazardous solid waste, and municipal waste. This act amends the definition of gross receipts as it relates to radioactive waste.

Amends 19-3-106, 19-6-118, 59-24-101, 59-24-102, 59-24-103, 59-24-105; Enacts 59-24-103.5, 59-25-101, 59-25-102, 59-25-103, 59-25-104, 59-25-105, 59-25-106, 59-25-107, 59-25-108, 59-25-109

Effective May 5, 2003

Chapter 295, Laws of Utah 2003

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**HB 290 Exemptions Related to Exchange of Securities** (*Chad E. Bennion*) This act modifies the Utah Uniform Securities Act to grant the Division of Securities authority to conduct a hearing on the fairness of the terms and conditions of certain securities exchanges. The act modifies the Administrative Procedures Act to exempt those hearings from the Administrative Procedures Act.

Amends 63-46b-1; Enacts 61-1-11.1

Effective May 5, 2003

Chapter 245, Laws of Utah 2003

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**HB 294 County Option Funding for Botanical, Cultural, Recreational, and Zoological Organizations or Facilities Amendments** (*Sheryl L. Allen*) This act modifies provisions relating to Revenue and Taxation. The act modifies the formula for distributing certain sales and use tax revenues to cultural, botanical, and zoological organizations. The act expands the potential recipients of the sales and use tax revenues in certain counties and clarifies what administrative units are eligible for receipt of revenues. The act modifies the composition of advisory boards. The act authorizes county legislative bodies to retain a percentage of the applicable sales and use tax proceeds to cover administrative costs. The act provides that county ordinances may be revised under certain circumstances after submitting an opinion question to voters. The act takes effect on July 1, 2003.

Amends 59-12-701, 59-12-702, 59-12-703, 59-12-704

Effective July 1, 2003

Chapter 296, Laws of Utah 2003

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**HB 295 State Lands Amendments** (*Michael E. Noel*) This act modifies the School and Institutional Trust Lands Code and Transportation Code by amending State Land provisions. This act clarifies that claimants filing initial unpatented federal mining claims shall include more detailed information and subsequent filings shall only include the name of the claim and the owner's intent regarding the claim. This act expands the directors authority to withdraw from permitting, a sale or other disposition, not just leasing, if the interests of the trust are best served through withdrawal. This act provides that certain board approved coal and mineral deposit agreements are not subject to the standard limitations concerning primary term and term extension. This act modifies the Transportation Code by providing that a temporary public easement granted for a highway is effective until a permanent easement has been established. This act makes technical changes.

Amends 53C-1-201, 53C-1-202, 53C-2-104, 53C-2-401, 72-5-203; Enacts 53C-2-105; Repeals 53C-2-406

Effective May 5, 2003

Chapter 192, Laws of Utah 2003

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**HB 296 Municipal Annexation Amendments** (*M. Susan Lawrence*) This act modifies the Utah Municipal Code to require notice of annexations to be sent to affected entities and to provide for the effective date of annexations. The act provides for the date on which the obligation to provide municipal services to the annexed area and on which the authority to collect taxes and fees occurs.

Amends 10-2-425

Effective May 5, 2003

Chapter 297, Laws of Utah 2003

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**HB 299 Trust Law Amendments** (*David Clark*) This act modifies the Revenue and Tax Code and the Utah Uniform Probate Code to address issues related to trusts and to make technical changes. The act repeals the tax on accrued income in irrevocable trusts. This act modifies the statutory rule against perpetuities. This act provides protection for assets of trusts and addresses administration of trusts. The provisions in this act that amend certain tax-related provisions take effect for taxable years beginning on or after January 1, 2004. All other provisions take effect on May 5, 2003.

Amends 7-5-1, 59-10-103, 59-10-201, 75-2-205, 75-2-702, 75-2-1201, 75-2-1203, 75-2-1205, 75-2-1207, 75-2-1208, 75-7-201, 75-7-202, 75-7-204; Enacts 25-6-14, 75-2-1206.5, 75-7-208, 75-7-601, 75-7-602, 75-7-603

Effective December 31, 2003

Chapter 301, Laws of Utah 2003

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**HB 302 Privatization Policy Board Amendments** (*Ron Bigelow*) This act modifies provisions on the Privatization Policy Board by increasing the membership of the board and allowing the board to review local government agencies regarding privatization issues. The act removes the \$2,000,000 maximum requirement for an agency to independently privatize a service or function.

Amends 63-55a-1, 63-55a-2, 63-55a-3

Effective May 5, 2003

Chapter 193, Laws of Utah 2003

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- HB 305 Individual Income Tax Contribution - Wolf Depredation and Management Restricted Account** (*Darin G. Peterson*) This act modifies provisions relating to the Division of Wildlife Resources and Wildlife Board and the Individual Income Tax Act to provide an individual income tax contribution to the Wolf Depredation and Management Restricted Account. The act creates the Wolf Depredation and Management Restricted Account, provides that interest earned on the restricted account shall be deposited into the restricted account, and provides the purposes for which revenues and interest deposited into the restricted account may be used. The act provides that the State Tax Commission shall remove the designation for the contribution from the individual income tax form and may not collect the contribution from a taxpayer under certain circumstances. The act makes technical changes.

Amends 59-10-551; Enacts 23-14-14.1, 59-10-550.1

Effective May 5, 2003

Chapter 162, Laws of Utah 2003

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- HB 307 Child Bigamy Amendment** (*M. Susan Lawrence*) This act modifies the Criminal Code by adding the second degree felony offense of child bigamy to the state's bigamy law.

Enacts 76-7-101.5

Effective May 5, 2003

Chapter 6, Laws of Utah 2003

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- HB 308 Health and Human Services Boards and Commission Amendment** (*Jack A. Seitz*) This act amends the Human Services Code, the Health Code, and the Judicial Code. The act amends provisions related to advisory boards and committees within, or staffed by the Department of Health or the Department of Human Services. The act consolidates or repeals certain committees. The act authorizes the Board of Services for People with Disabilities to establish a fee schedule with respect to certain services. The court permits DCFS to collect fees for drug testing when ordered by the court. This act has an effective date.

Amends 26-1-7, 62A-1-107, 62A-4a-102, 62A-4a-105, 62A-4a-311, 62A-5-105, 62A-13-102, 62A-13-105, 62A-13-109, 62A-13-110, 62A-14-106, 78-45-7.13; Enacts 62A-1-107.5; Repeals 62A-7-401, 62A-13-103, 62A-13-104

Effective May 6, 2003

Chapter 246, Laws of Utah 2003

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- HB 310 Transportation Planning Task Force** (*John Dougall*) This act establishes a legislative task force to study transportation needs and funding for the next 10 and 20-year time frames. This act establishes task force membership, duties, and salaries and designates staff for the task force. The act requires the task force to prepare a report. This act makes a one-time appropriation of \$44,500 from the General Fund for fiscal year 2003-04 to pay for task force expenses. This act provides a repeal date.

Effective May 5, 2003

Chapter 338, Laws of Utah 2003

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- HB 316 Aerospace and Aviation Development Zone** (*Brad L. Dee*) This act provides incentives for economic development by creating aerospace and aviation development zones for new commercial development. The act provides partial rebates of new taxes generated as an incentive for the creation of new jobs and economic development for qualified new projects that locate in the development zones, with the incentives financed out of the new state revenues generated by the projects.

Enacts 9-2-2001, 9-2-2002, 9-2-2003, 9-2-2004, 9-2-2005, 9-2-2006, 9-2-2007, 9-2-2008, 9-2-2009

Effective May 5, 2003

Chapter 247, Laws of Utah 2003

**HB 324**    **Jury System Amendments** (*Greg J. Curtis*) This act modifies the Utah Judicial Code by allowing for excusal from or postponement of jury service for specific reasons and providing penalties for failing to appear. This act takes effect on July 1, 2003.

Amends 78-46-2, 78-46-4, 78-46-12, 78-46-15, 78-46-20, 78-46-21

Effective July 1, 2003

Chapter 194, Laws of Utah 2003

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**HB 332**    **Insurance Coverage of Health Care Professionals** (*James A. Dunnigan*) This act modifies the Occupational and Professional Licensure Review Committee Act. The act adds to the criteria that must be considered by the committee when deciding whether to license a new health care professional.

Amends 36-23-107

Effective May 5, 2003

Chapter 248, Laws of Utah 2003

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**HB 333**    **Government Investment Standards Amendments** (*Brent H. Goodfellow*) This act modifies the State Money Management Act by modifying the prudent person rule for managing investments.

Amends 51-7-14

Effective May 5, 2003

Chapter 163, Laws of Utah 2003

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**HB 334**    **Enticing Minors over Internet Amendments** (*Duane E. Bourdeaux*) This act modifies the Criminal Code by amending the offense of enticing a minor over the Internet to provide that an attempt, conspiracy, or solicitation to commit this offense may be prosecuted under this provision.

Amends 76-4-401

Effective May 5, 2003

Chapter 164, Laws of Utah 2003

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**HB 342**    **Presidential Primary Amendments** (*M. Susan Lawrence*) This act modifies the Western States Presidential Primary process by making the primary contingent upon legislative appropriation and by changing the date for the primary.

Amends 20A-9-802

Effective May 5, 2003

Chapter 165, Laws of Utah 2003

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**HB 346**    **Outdoor Advertising Amendments** (*Brent H. Goodfellow*) This act modifies the Transportation Code by amending outdoor advertising provisions. This act defines a public assembly facility. This act provides that a sign located on a public assembly facility is subject to the federal outdoor advertising provisions. This act provides advertising limitations for a sign located on a public assembly facility and allows the advertisement of the name of the facility, venues, stores, and certain other activities, products, services, and events provided at the facility. This act takes effect on July 1, 2003.

Amends 72-7-502, 72-7-504; Enacts 72-7-504.5

Effective July 1, 2003

Chapter 166, Laws of Utah 2003

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**HB 349 Practice of Law Amendments** (*Stephen H. Urquhart*) This act defines the practice of law and states that only persons admitted by the Supreme Court may practice law in this state. This act has an effective date.

Amends 63-55b-178; Enacts 78-9-102

Effective May 5, 2003

Chapter 339, Laws of Utah 2003

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**HB 352 Election Law Voter Registration and Election Notice Amendments** (*Douglas C. Aagard*) This act modifies the Election Code to clarify that a voter may not change party affiliation at a satellite voter registration location, but shall comply with the provision regulating the process for changing party affiliation. This act eliminates the requirement that the lieutenant governor post notice of elections if notice of the election is published.

Amends 20A-2-203, 20A-5-101

Effective May 5, 2003

Chapter 249, Laws of Utah 2003

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**HB 353 Vehicle Disclosure Requirements** (*DeMar Bud Bowman*) This act modifies the Motor Vehicles Code to prohibit a person from knowingly selling a vehicle initially delivered for sale in a country other than the United States of America without written notification to the purchaser. This act requires the State Tax Commission to make rules regarding information required to be disclosed. This act provides that a violation is a class B misdemeanor. This act allows for civil liability for failure of a seller to provide the purchaser with the required notification.

Enacts 41-1a-712

Effective May 5, 2003

Chapter 250, Laws of Utah 2003

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**HB 358 County Fund Balances** (*Bradley T. Johnson*) This act modifies provisions relating to Counties to modify the maximum amount of accumulated unappropriated surplus that a county may retain. The act also makes technical changes.

Amends 17-36-16

Effective May 5, 2003

Chapter 167, Laws of Utah 2003

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**HB 371 Court Security Fee** (*David L. Hogue*) This act increases court fees to fund the creation of a Court Security Account. The fund is to be used to contract for security at courts across the state, and appropriates funds to the Administrative Office of the Courts for that purpose only.

Amends 78-7-35; Enacts 63-63c-101, 63-63c-102

Effective May 5, 2003

Chapter 340, Laws of Utah 2003

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**HB 372** **Captive Insurers Act** (*James A. Dunnigan*) This act modifies the Insurance Code to enact provisions providing for the regulation and operation of captive insurance companies. The act regulates the scope of business, requirements for incorporation, certificates of authority, financial responsibility, and annual reports. The act provides for inspections and examinations and establishes grounds for suspension and revocation. The act establishes investment requirements and premium taxes, and provides procedures for certain conversions and mergers. The act takes effect July 1, 2003.

Enacts 31A-3-304, 31A-36-101, 31A-36-102, 31A-36-103, 31A-36-104, 31A-36-105, 31A-36-106, 31A-36-201, 31A-36-202, 31A-36-203, 31A-36-204, 31A-36-205, 31A-36-301, 31A-36-302, 31A-36-303, 31A-36-304, 31A-36-305, 31A-36-306, 31A-36-401, 31A-36-402, 31A-36-403, 31A-36-501, 31A-36-502, 31A-36-503, 31A-36-504, 31A-36-505

Effective July 1, 2003

Chapter 251, Laws of Utah 2003

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**HB 373** **Insurance Law Revisions** (*James A. Ferrin*) This act modifies the Insurance Code and makes technical changes. This act addresses when orders of the commissioner or the commissioner's designee are stayed. The act addresses payment of tax. The act addresses certificates of authority. The act addresses filing requirements related to the National Association of Insurance Commissioners. The act addresses discontinuation or nonrenewal of certain health benefit plans. The act addresses material transactions by insurers which are part of a holding company system. The act addresses qualified assets. The act addresses what constitutes insurance fraud. The act addresses continuance of coverage. The act increases assessments on insurers. This act limits the use of certain clauses in policies. The act provides for filing of forms procedures. The act requires exact name of insurer on group and blanket policies. The act clarifies provisions relating to premium increases for new or renewal motor vehicle coverage and household exclusion procedures as to motor vehicle coverage. This act clarifies right of return. The act specifies newborn enrollment procedures. The act specifies parameters of insurance adjustors compensation. This act provides an effective date.

Amends 31A-3-303, 31A-4-103, 31A-4-113.5, 31A-8-217, 31A-8-402.3, 31A-8-402.5, 31A-8-407, 31A-17-201, 31A-19a-209, 31A-19a-212, 31A-21-106, 31A-21-201, 31A-21-311, 31A-22-403, 31A-22-423, 31A-22-517, 31A-22-610, 31A-22-721, 31A-23-202, 31A-26-202, 31A-26-310, 31A-27-302, 31A-27-311.5, 31A-30-106, 31A-30-107, 31A-30-107.1, 31A-30-107.5, 31A-31-103, 31A-31-108, 31A-33-108, 49-16-301, 53-7-204.2, 63-2-302, 63-2-302; Enacts 31A-2-306.5, 31A-23-311.1

Effective May 5, 2003

Chapter 252, Laws of Utah 2003

**HB 374 Insurance Producers Amendments** (*James A. Dunnigan*) This act modifies the Insurance Code. The act provides definitions and substitutes the term producer for the terms agent and broker with respect to certain insurance licenses. The act renumbers and modifies the chapter of the Insurance Code dealing with insurance marketing and licensing. The act further modifies insurance licensing and application procedures, licensing requirements, and license types. The act modifies guidelines for termination, lapsing, probation, or surrender with respect to a license. The act enacts guidelines for the appointment and listing of an individual or agency producer or managing general agent. The act modifies certain continuing education and training period requirements. The act modifies provisions relating to an agency license and designation. The act designates certain failures to forward a premium to an insured as insurance fraud. The act modifies guidelines for licensee compensation. The act makes technical changes. This act provides an effective date. This act contains a coordination clause.

Amends 7-1-901, 31A-1-104, 31A-1-301, 31A-2-205, 31A-2-214, 31A-2-308, 31A-2-309, 31A-3-303, 31A-4-106, 31A-5-207, 31A-5-218, 31A-6a-103, 31A-6a-108, 31A-8-103, 31A-11-101, 31A-11-102, 31A-11-104, 31A-11-107, 31A-14-211, 31A-15-102, 31A-15-103, 31A-15-104, 31A-15-111, 31A-15-204, 31A-15-207, 31A-15-210, 31A-15-212, 31A-17-608, 31A-19a-209, 31A-19a-216, 31A-20-110, 31A-21-302, 31A-21-305, 31A-21-404, 31A-26-201, 31A-27-103, 31A-27-316, 31A-27-324, 31A-30-104, 31A-35-102, 31A-35-301, 31A-35-401, 31A-35-402, 31A-35-403, 31A-35-502, 31A-35-503, 31A-35-601, 31A-35-603, 31A-35-604, 31A-35-605, 31A-35-606, 31A-35-608, 31A-35-701, 31A-35-702, 31A-35-703, 31A-35-704, 34A-2-104, 35A-4-205, 41-12a-303.2, 57-1-39, 59-9-101, 63-2-202, 63-2-302, 63-2-302, 63-55b-131, 73-1-10, 73-18c-304, 76-10-915; Enacts 31A-1-110, 31A-23a-113, 31A-23a-115, 31A-23a-301, 31A-23a-411; Renumbers and Amends 31A-23-101 to 31A-23a-101, 31A-23-102 to 31A-23a-102, 31A-23-201 to 31A-23a-103, 31A-23-201.5 to 31A-23a-201, 31A-23-202 to 31A-23a-104, 31A-23-203 to 31A-23a-105, 31A-23-204 to 31A-23a-106, 31A-23-205 to 31A-23a-107, 31A-23-206 to 31A-23a-202, 31A-23-207 to 31A-23a-108, 31A-23-208 to 31A-23a-203, 31A-23-209 to 31A-23a-109, 31A-23-211 to 31A-23a-204, 31A-23-211.5 to 31A-23a-205, 31A-23-211.7 to 31A-23a-206, 31A-23-212 to 31A-23a-110, 31A-23-214 to 31A-23a-207, 31A-23-216 to 31A-23a-111, 31A-23-217 to 31A-23a-112, 31A-23-218 to 31A-23a-114, 31A-23-219 to 31A-23a-302, 31A-23-301 to 31A-23a-401, 31A-23-302 to 31A-23a-402, 31A-23-303 to 31A-23a-403, 31A-23-304 to 31A-23a-404, 31A-23-305 to 31A-23a-405, 31A-23-307 to 31A-23a-406, 31A-23-308 to 31A-23a-407, 31A-23-309 to 31A-23a-408, 31A-23-310 to 31A-23a-409, 31A-23-311 to 31A-23a-410, 31A-23-312 to 31A-23a-412, 31A-23-313 to 31A-23a-413, 31A-23-314 to 31A-23a-414, 31A-23-315 to 31A-23a-415, 31A-23-316 to 31A-23a-416, 31A-23-317 to 31A-23a-417, 31A-23-401 to 31A-23a-501, 31A-23-402 to 31A-23a-502, 31A-23-403 to 31A-23a-503, 31A-23-404 to 31A-23a-504, 31A-23-405 to 31A-23a-116, 31A-23-406 to 31A-23a-505, 31A-23-501 to 31A-23a-601, 31A-23-502 to 31A-23a-602, 31A-23-503 to 31A-23a-603, 31A-23-504 to 31A-23a-604, 31A-23-505 to 31A-23a-605, 31A-23-601 to 31A-23a-701, 31A-23-602 to 31A-23a-702, 31A-23-603 to 31A-23a-703, 31A-23-604 to 31A-23a-704, 31A-23-701 to 31A-23a-801, 31A-23-702 to 31A-23a-802, 31A-23-703 to 31A-23a-803, 31A-23-704 to 31A-23a-804, 31A-23-705 to 31A-23a-805, 31A-23-706 to 31A-23a-806, 31A-23-707 to 31A-23a-807, 31A-23-708 to 31A-23a-808, 31A-23-709 to 31A-23a-809; Repeals 31A-23-103, 31A-23-215

Effective May 5, 2003

Chapter 298, Laws of Utah 2003

**HCR 1 Resolution Urging Reworking of Census Data Collection Procedures** (*Martin R. Stephens*) This Concurrent Resolution of the Legislature and the Governor strongly urges the United States Census Bureau to review and modify the census data collection procedures for the 2010 Census to account for United States Citizens who are living out of the country on a temporary basis. (*Legislative Management Committee*)

Effective March 15, 2003

Laws of Utah 2003

- HCR 2**     **Resolution Recognizing Resourceful Use of Technology in the Classroom** (*Gregory H. Hughes*) A concurrent resolution of the Legislature and the Governor recognizing audio enhancement technology as an important tool that can increase the quality of education in the state of Utah.

Effective March 15, 2003

Laws of Utah 2003

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- HCR 4**     **Resolution Urging Federal and State Action Against Internet Abuses** (*Dana C. Love*) This concurrent resolution of the Legislature and the Governor urges the Federal Government to address abuses of Internet technology that deceptively expose Internet users to objectionable material and illegal activities and urges states to join in recommending federal action. The resolution also urges Utah and other states to study ways states can address these threats to their citizens.

Effective March 15, 2003

Laws of Utah 2003

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- HCR 6**     **Resolution Urging Approval Process Required Before Federal Wild and Scenic River Designation** (*Bradley T. Johnson*) This concurrent resolution of the Legislature and the Governor urges the federal government to receive approval of both the Legislature and the Governor prior to designating a wild and scenic river under the Federal Wild and Scenic River Act.

Effective March 15, 2003

Laws of Utah 2003

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- HCR 7**     **Resolution Promoting Character and Citizenship Education** (*Karen W. Morgan*) This concurrent resolution of the Legislature and the Governor urges Utah's public elementary and secondary schools to promote character and citizenship education through an emphasis on teaching civic responsibility and respect for others.

Effective March 19, 2003

Laws of Utah 2003

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- HCR 8**     **Resolution Supporting Hill Air Force Base** (*Martin R. Stephens*) This concurrent resolution of the Legislature and the Governor expresses support for Hill Air Force Base and its employees for their support of the nation's defense, their positive impact on the state's economy, and their influence in the communities where they live and serve.

Effective March 15, 2003

Laws of Utah 2003

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- HCR 9**     **Resolution Recognizing Positive Influence of Local Businesses on State Economy** (*John Dougall*) A concurrent resolution of the Legislature and the Governor recognizing the importance of local business to the economy of the state of Utah and urging state agencies and political subdivisions to support local business.

Effective March 15, 2003

Laws of Utah 2003

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- HCR 10**    **Resolution Approving Deep Creek - Tender of Judgment** (*Greg J. Curtis*) A concurrent resolution of the Legislature and the Governor approving the tender of \$850,000, plus prejudgment interest and reasonable attorneys' fees in amounts determined appropriate by the District Court, all in satisfaction of the District Court judgment for specific performance.

Effective March 15, 2003

Laws of Utah 2003

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**HCR 12 Resolution Honoring Crew of Space Shuttle Columbia** (*John Dougall*) This concurrent resolution of the Legislature and the Governor recognizes the tragic loss of the crew of the space shuttle Columbia and expresses gratitude for their service.

Effective March 15, 2003

Laws of Utah 2003

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**HJR 2 Resolution Requesting State Agencies to Keep Legislators Informed** (*David L. Hogue*) This joint resolution of the Legislature requests that all state agencies notify legislators of any agency-related events impacting their constituents and taking place within their districts.

Effective February 20, 2003

Laws of Utah 2003

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**HJR 4 Resolution Approving Compensation of In-session Employees** (*Merlynn T. Newbold*) This joint resolution of the Legislature fixes the compensation for legislative in-session employees for 2003. This resolution provides retrospective operation.

Effective January 22, 2003

Laws of Utah 2003

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**HJR 5 Joint Rules Resolution - Amendments to Certain Processes** (*Marda Dillree*) This resolution modifies Joint Rules by requiring bills to be transmitted electronically rather than in hard copy and by codifying existing practice for revised fiscal notes on substitute bills and amendments to bills that have a substantial fiscal impact. This resolution clarifies the definition of "mixed committee." This resolution takes effect immediately.

Amends JR-4.22, JR-4.23

Effective January 27, 2003

Laws of Utah 2003

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**HJR 6 Joint Rules Resolution - Legislative Expenses** (*Marda Dillree*) This resolution modifies Joint Rules by eliminating the special legislative expenses requirement established to govern legislative expenses during the 2002 Winter Olympics. This resolution takes effect immediately.

Amends JR-15.02

Effective January 27, 2003

Laws of Utah 2003

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**HJR 8 Joint Rules Resolution - Report of Committee Vote** (*Marda Dillree*) This resolution modifies Joint Rules governing joint committees by requiring that the chair verbally announce the result of the vote and verbally identify either those members who voted "yes" or those members who voted "no." This resolution allows dissenting committee members to file a separate report or be listed on the majority report as dissenters. This resolution takes effect immediately.

Enacts JR-3.06

Effective January 27, 2003

Laws of Utah 2003

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**HJR 9 Interim Rules Resolution - Report of Committee Vote** (*Marda Dillree*) This resolution modifies Interim Rules governing joint committees by requiring that the chair verbally announce the result of the vote and verbally identify either those members who voted "yes" or those members who voted "no." This resolution takes effect immediately.

Amends IR-2.03

Effective January 27, 2003

Laws of Utah 2003

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- HJR 10 Resolution Encouraging Sharing Exhibits with History Museum** (*David Clark*) This joint resolution of the Legislature recognizes the Utah Cultural Center Foundation for its commitment to build the Museum of Utah Art and History and urges Utah's business, religious, and philanthropic leaders, state agencies, museums, archives, libraries, and educational institutions to work with the Foundation to bring Utah's story to the citizens of the state and to visitors from around the nation and the world.

Effective February 21, 2003

Laws of Utah 2003

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- HJR 12 Resolution Providing Management of Wolves in Utah** (*Michael R. Styer*) This joint resolution of the Legislature urges the United States Fish and Wildlife Service to expedite the process for transferring authority to manage wolves to the states. The resolution also urges the United States Fish and Wildlife Service to reject requests to establish additional recovery areas that would include the state of Utah; urges the Utah Division of Wildlife Resources to draft a wolf management plan that is to the extent possible consistent with the wildlife management objectives of the Ute Indian Tribe, prevents livestock depredation, and protects the investments made in wildlife management efforts; and urges the Division of Wildlife Resources to prepare a grant proposal recommending that the Department of Natural Resources, through its species protection line item, fully compensate private landowners for losses, not covered by other mitigation sources, resulting from depredation to livestock by wolves.

Effective February 14, 2003

Laws of Utah 2003

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- HJR 13 Joint Resolution Supporting Repeal of Federal Estate Tax** (*Craig W. Buttars*) This joint resolution of the Legislature requests that the members of Utah's congressional delegation work to pass and vote for the immediate and permanent repeal of the Estate Tax.

Effective February 20, 2003

Laws of Utah 2003

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- HJR 14 Joint Resolution Supporting Action Plan for Public Lands and Education** (*Stephen H. Urquhart*) This joint resolution of the Legislature urges the United States Congress to appropriate just compensation to the state of Utah for the impact of federal land ownership on the state's ability to fund public education.

Effective February 14, 2003

Laws of Utah 2003

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- HJR 15 Resolution Supporting Efforts to Build and Deploy National Missile Defense System** (*Michael T. Morley*) This joint resolution of the Legislature urges Utah's congressional delegation to support and vote for all efforts to build and deploy a national missile defense system.

Effective February 21, 2003

Laws of Utah 2003

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- HJR 16 Resolution Regarding the Collection and Retention of Personal Information by Government Entities** (*Wayne A. Harper*) This joint resolution of the Legislature urges state agencies and political subdivisions of the state to ensure the protection and privacy of personal information they collect on the citizens of Utah.

Effective February 19, 2003

Laws of Utah 2003

- HJR 20 Master Study Resolution** (*Greg J. Curtis*) This joint resolution of the Legislature directs the Legislative Management Committee to assign items of study to the appropriate interim committee. The resolution requests a report to the Legislature prior to the 2004 Annual General Session.

Effective March 5, 2003

Laws of Utah 2003

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- HJR 24 Resolution Urging Congress to Abolish the Alternative Minimum Tax** (*J. Morgan Philpot*) This joint resolution of the Legislature urges Utah's congressional delegation to vote for the repeal of the individual and permanent Alternative Minimum Tax.

Effective March 5, 2003

Laws of Utah 2003

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- HJR 26 Resolution Recognizing Competitive Academic Achievement among High Schools in Utah** (*Bradley G. Last*) This joint resolution of the Legislature expresses support for the achievements and efforts of the Utah Academic Decathlon, with support from Utah communities, school districts, businesses, and Dixie State College. This resolution recognizes the commitment of these entities to promoting competitive academic excellence, recognizes and encourages all Utah high schools in their efforts to pursue academic achievements, expresses leadership support for competitive excellence among individuals and schools in Utah, and expresses appreciation to Dixie State College for its efforts over the past 20 years in running the Utah Academic Decathlon and for representing the state of Utah at the United States National Academic Decathlon.

Effective March 5, 2003

Laws of Utah 2003

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- HJR 28 Resolution Urging Congress to Review Immigration and Naturalization** (*Duane E. Bourdeaux*) This joint resolution of the Legislature urges the United States Congress and the members of Utah's congressional delegation to work to resolve issues related to undocumented individuals in the United States.

Effective March 5, 2003

Laws of Utah 2003

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- HR 1 House Rules Resolution - Standing Committee Revision** (*Ron Bigelow*) A resolution of the House of Representatives revising House rules by changing the name of a House standing committee. This resolution has an immediate effective date. (*Quasi-Governmental Entities Interim Committee*)

Amends HR-24.05

Effective January 20, 2003

Laws of Utah 2003

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- HR 2 House Rules Resolution - Duties of Chief Clerk Amendment** (*J. Morgan Philpot*) This resolution modifies House Rules governing the Chief Clerk. This resolution modifies criteria for paying certain in-session employees and modifies requirements governing placement of materials on House members' desks. This resolution takes effect immediately.

Amends HR-20.06

Effective January 20, 2003

Laws of Utah 2003

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**HR 3**     **House Rules Resolution - Report of Committee Vote** (*Marda Dillree*) This resolution modifies House Rules governing committees by requiring that the chair verbally announce the result of the vote and verbally identify either those members who voted “yes” or those members who voted “no.” This resolution takes effect immediately.

Amends HR-24.16

Effective January 20, 2003

Laws of Utah 2003

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**HR 4**     **House Rules Resolution - Witness Oaths** (*Chad E. Bennion*) This resolution modifies House Rules governing committee responsibilities and public hearings by allowing the committee chair or a majority of the committee to require a witness to swear or affirm an oath to tell the truth. This resolution takes effect immediately.

Amends HR-24.12, HR-24.14

Effective January 22, 2003

Laws of Utah 2003

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**HR 5**     **House Rules Resolution - Scheduling Guest Speakers** (*Marda Dillree*) This resolution modifies House Rules by eliminating the Rules Committee’s authority to schedule guest speakers. This resolution takes effect immediately.

Repeals HR-24.33

Effective January 31, 2003

Laws of Utah 2003

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**HR 9**     **Resolution Initiating Impeachment Proceedings for Judge Ray M. Harding, Jr.** (*Neal B. Hendrickson*) This resolution of the House of Representatives initiates impeachment proceedings against Judge Ray M. Harding, Jr. of Utah’s Fourth District for high crimes, misdemeanors, and malfeasance.

Effective February 17, 2003

Laws of Utah 2003

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**HR 10**     **House Rules Resolution - Impeachment Process** (*Greg J. Curtis*) This resolution modifies House Rules by establishing a process to address the impeachment of Judge Ray M. Harding, Jr. This resolution provides grounds for impeachment, outlines a process for taking evidence and evaluating that evidence, provides for the appointment and responsibilities of impeachment managers, and outlines the process for preparing articles of impeachment. This resolution establishes voting requirements for the committee and the House of Representatives. This resolution establishes requirements for notifying the Senate about House action on impeachments and defines the role of House impeachment managers and special counsel in the Senate trial on impeachment. This resolution takes effect immediately. This resolution provides a repeal date of December 1, 2003.

Enacts HR-37.11, HR-37.12, HR-37.13, HR-37.14, HR-37.15, HR-37.16, HR-37.17, HR-37.18

Effective February 17, 2003

Laws of Utah 2003

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**SB 1**     **Supplemental Appropriations Act** (*Leonard M. Blackham*) This act funds appropriations and reductions for the operation of state government for the fiscal year beginning July 1, 2002 and ending June 30, 2003. The act provides budget increases and decreases for the use and support of certain state departments and agencies of state government and for other purposes as provided in this act. This act provides an effective date.

Effective March 25, 2003

Chapter 341, Laws of Utah 2003

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- SB 2**     **General Obligation Bond and Capital Facilities Authorizations** (*Beverly Ann Evans*) This act modifies the Bonding Code by authorizing the issuance and sale of general obligation bonds by the State Bonding Commission for capital facilities and for certain highways and related facilities. This act specifies the use of the bond proceeds and the manner of issuance. This act approves the issuance of certain obligations by the State Building Ownership Authority and authorizes other capital facility expenditures.

Enacts 63B-12-101, 63B-12-102, 63B-12-201, 63B-12-301

Effective May 5, 2003

Chapter 302, Laws of Utah 2003

- SB 3**     **Supplemental Appropriations Act II** (*Leonard M. Blackham*) This act funds appropriations and reductions for the support of state government for the fiscal years beginning July 1, 2003 and ending June 30, 2004 and beginning July 1, 2002 and ending June 30, 2003. This act provides budget increases and decreases for the use and support of certain state departments and agencies of state government. The act provides appropriate funds for the bills with fiscal impact passed in the 2003 General Session and for other purposes as provided in this act. The act provides intent language governing expenditures and approves fees. This act provides an effective date.

Effective July 1, 2003

Chapter 343, Laws of Utah 2003

*"This is to inform you that on March 24, 2003, I vetoed the following line item of appropriation in S.B. 3, SUPPLEMENTAL APPROPRIATIONS ACT II, and have transmitted the bill to the Lieutenant Governor for filing.*

*ITEM 65 To Department of Human Services - Division of Substance Abuse and  
Mental Health  
From General Fund 8,200  
Schedule of Programs:  
Administration 8,200  
To implement the provisions of House Bill 109, 2003 General Session.  
This item is unnecessary, as HB109 did not pass."*

- SB 4**     **Clean Special Fuel Tax Certificate - Exemption** (*David H. Steele*) This act modifies the Revenue and Taxation Code by clarifying that government vehicles are exempt from purchasing the clean special fuel tax certificate. This act makes technical corrections. (*Transportation Interim Committee*)

Amends 59-13-301, 59-13-303, 59-13-304, 59-13-305, 59-13-314, 59-13-320

Effective May 5, 2003

Chapter 7, Laws of Utah 2003

- SB 5**     **Retirement and Independent Entities Committee Amendments** (*Beverly Ann Evans*) This act modifies the Independent Entities Code by changing the name of the Legislative Quasi-Governmental Entities Committee and the Legislative Independent Entities Committee to the Retirement and Independent Entities Committee. This act repeals the Quasi-Governmental Entities Act which was replaced by the Independent Entities Act that became effective on July 1, 2002. (*Quasi-Governmental Entities Interim Committee*)

Amends 9-3-410, 31A-22-605.5, 63E-1-102, 63E-1-201, 63E-2-104; Repeals 63-95-101, 63-95-102, 63-95-201, 63-95-202, 63-95-203, 63-95-301, 63-95-302, 63-95-401, 63-95-402, 63-95-403

Effective May 5, 2003

Chapter 8, Laws of Utah 2003

- SB 6**     **Retailer Requirements in Printing Financial Transaction Card Receipt** (*Carlene M. Walker*) This act modifies the Commerce and Trade Code by enacting provisions prohibiting a person from printing more than the last five digits of a financial transaction card account number or the expiration date on a financial transaction card receipt. The act provides a cause of action when a person violates these provisions. This act takes effect on January 1, 2004.

Enacts 13-37-101, 13-37-102

Effective January 1, 2004

Chapter 9, Laws of Utah 2003

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- SB 7**     **Automobile Homicide Amendments** (*Carlene M. Walker*) This act also provides that a person who operates a motor vehicle in a negligent manner and causes death or serious bodily injury, while having a measurable amount of controlled substance in his body, is subject to one degree greater penalty under the controlled substance laws.

Amends 58-37-8, 76-5-207

Effective May 5, 2003

Chapter 10, Laws of Utah 2003

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- SB 8**     **Sentencing in Capital Cases Amendments** (*David L. Gladwell*) This act modifies the Criminal Code by providing that persons found by the court to be mentally retarded are not subject to the death penalty. This act defines mental retardation as applicable to death penalty cases. This act specifies procedures for the examination of defendants alleging mental retardation and procedures for the judicial hearing to determine mental retardation. This act is in response to the recent U.S. Supreme Court case *Atkins v. Virginia* which prohibits execution of the mentally retarded. This act also provides that defendants with specified subaverage functioning are not subject to the death penalty if the defendant's confession is not substantially corroborated. This act has an immediate effective date. (*Judiciary Interim Committee*)

Amends 62A-1-108.5, 76-2-305, 76-3-207, 77-18a-1; Enacts 77-15a-101, 77-15a-102, 77-15a-103, 77-15a-104, 77-15a-105, 77-15a-106

Effective March 15, 2003

Chapter 11, Laws of Utah 2003

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- SB 9**     **Comprehensive Health Insurance Pool Amendments** (*Gene Davis*) This act modifies the Comprehensive Health Insurance Pool Act. The act amends definitions. The act amends the number of board members required for a quorum, the powers of the board, and the duties of the pool administrator. The act amends eligibility for the pool and the application of preexisting conditions in order to be in compliance with federal law and to incorporate provisions of the Primary Care Network waiver for the state Medicaid program. The act amends provisions related to copays, deductibles, and cancellations of coverage. The act amends the frequency with which premiums may be adjusted. The act amends benefit reduction and immunity provisions. The act makes technical changes. (*Health and Human Services Interim Committee*)

Amends 31A-29-103, 31A-29-104, 31A-29-106, 31A-29-107, 31A-29-109, 31A-29-110, 31A-29-111, 31A-29-112, 31A-29-113, 31A-29-114, 31A-29-115, 31A-29-117, 31A-29-119, 31A-29-120, 31A-29-122

Effective May 5, 2003

Chapter 168, Laws of Utah 2003

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- SB 10**    **Preneed Funeral Arrangement Amendments** (*Patrice M. Arent*) This act modifies the Preneed Funeral Arrangement Act by requiring preneed contracts to provide the buyer with the option to furnish a disclosure of the preneed contract to another person. (*Business and Labor Interim Committee*)

Amends 58-58-8

Effective May 5, 2003

Chapter 12, Laws of Utah 2003

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- SB 11** **Child Care Amendments** (*Beverly Ann Evans*) This act modifies provisions related to child care in Utah. The act modifies definitions related to providing child care services. It modifies the functions and duties of the Office of Child Care and requires an annual report by the office on the status of child care in the state. The act increases the membership of the Child Care Advisory Committee and provides specific responsibilities for the committee. The act modifies the roles and relationships of individuals and entities who have statutory responsibilities related to the Child Care Expendable Trust Fund and makes certain technical changes. (*Workforce Services and Community and Economic Development Interim Committee*)

Amends 26-39-102, 26-39-104, 35A-3-102, 35A-3-201, 35A-3-203, 35A-3-205, 35A-3-206

Effective May 5, 2003

Chapter 13, Laws of Utah 2003

- SB 12** **Industrial Assistance Fund Amendments** (*Beverly Ann Evans*) This act modifies the qualifications for applicants to receive financial assistance from the Industrial Assistance Fund, including applicant companies creating an economic impediment. This act provides for grants to be made from the fund, requires agreements with specific terms and conditions between the administrator of the fund and successful applicants, and makes certain technical changes. (*Workforce Services and Community and Economic Development Interim Committee*)

Amends 9-2-1202, 9-2-1203, 9-2-1204, 9-2-1205, 9-2-1205.5, 9-2-1207; Enacts 9-2-1205.1

Effective May 5, 2003

Chapter 14, Laws of Utah 2003

- SB 13** **DUI Plea Restrictions** (*D. Chris Buttars*) This act modifies the Motor Vehicles Code by providing restrictions on when a court can accept a plea of guilty or no contest in a driving under the influence of alcohol or drugs case. This act requires that a court receive verification that the prosecutor agrees to the plea, the prosecutor files a criminal information, or the court receives verification of no prior offenses from a law enforcement agency. (*Law Enforcement and Criminal Justice Interim Committee*)

Enacts 41-6-43.8

Effective May 5, 2003

Chapter 15, Laws of Utah 2003

- SB 14** **Governor's Office of Planning and Budget Recodification and Revisions** (*Ron Allen*) This act modifies Utah Code provisions governing the State Budget Office and Officer and the State Planning Coordinator. This act recodifies those sections to create the Governor's Office of Planning and Budget. This act makes technical corrections. (*Government Operations Interim Committee*)

Amends 9-2-503, 9-2-506, 9-2-1703.5, 11-33-7, 11-38-102, 17-27-303, 23-14-21, 23-21-2.3, 26-40-103, 36-2-4, 62A-15-612, 63-5-4, 63-38-3, 63-38-3.2, 63-38-9, 63-38-14, 63-38-15, 63-38c-102, 63-38c-103, 63-38c-202, 63-40-2, 63-55-263, 63A-5-101, 63A-6-105, 63A-10-103, 63B-2-301, 63B-3-301, 63B-4-201, 63B-4-301, 63C-9-301, 63D-1-301, 67-19-12, 67-22-2; Enacts 63-38d-101, 63-38d-102, 63-38d-201, 63-38d-202, 63-38d-301, 63-38d-401, 63-38d-501, 63-38d-502, 63-38d-503, 63-38d-504, 63-38d-505; Renumbers and Amends 63-28-6 to 63-34-15, 63-28-7 to 63-34-16, 63-28-8 to 63-34-17, 63-28-9 to 63-34-18, 63-28-10 to 63-34-19; Repeals 63-28-1, 63-28-2, 63-28-3, 63-28-4, 63-28a-1, 63-28a-2, 63-28a-3, 63-28a-4, 63-28a-5, 63-28a-6, 63-38-1.1, 63-38-1.2, 63-38-1.3, 63-38-1.4

Effective May 5, 2003

Chapter 16, Laws of Utah 2003

- SB 15**     **Workforce Services Amendments** (*Scott K. Jenkins*) This act modifies provisions related to the Employment Security Act by removing the part-time employee limitation on the chair of the Workforce Appeals Board. The act modifies the definition of employer to be consistent with state and federal withholding requirements and also makes certain technical changes. (*Workforce Services and Community and Economic Development Interim Committee*)

Amends 35A-1-205, 35A-4-203

Effective May 5, 2003

Chapter 17, Laws of Utah 2003

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- SB 16**     **Master State Highways Amendments** (*David H. Steele*) This act modifies the Transportation Code by deleting SR-223 the Sports Park Road and the Bear Hollow Road from the state highway system. (*Transportation Interim Committee*)

Amends 72-4-128

Effective May 5, 2003

Chapter 18, Laws of Utah 2003

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- SB 17**     **Sales and Use Tax - Exemption for Semiconductor Fabricating or Processing Materials** (*Curtis S. Bramble*) This act amends the Sales and Use Tax Act to extend through June 30, 2007 the exemption for a sale or lease of semiconductor fabricating or processing materials. (*Revenue and Taxation Interim Committee*)

Amends 59-12-104

Effective May 5, 2003

Chapter 169, Laws of Utah 2003

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- SB 18**     **Lieutenant Governor Certification of Special District and Local District Annexations, Withdrawals, and Dissolutions** (*David L. Gladwell*) This act modifies special district and local district provisions to provide a procedure for lieutenant governor certification of annexations, withdrawals, and dissolutions for certain special districts and for local districts. The act requires the appropriate local body to send notice of the annexation, withdrawal, or dissolution to the lieutenant governor and requires the lieutenant governor to issue a certificate of annexation, withdrawal, or dissolution and to send a copy of the applicable certificate to specified state and local agencies. The act also makes technical changes. (*Political Subdivisions Interim Committee*)

Amends 17A-1-102, 17A-2-1311, 17A-2-1327, 17A-2-1329, 17B-2-512, 17B-2-514, 17B-2-515, 17B-2-516, 17B-2-610, 17B-2-708

Effective May 5, 2003

Chapter 170, Laws of Utah 2003

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- SB 19**     **Vehicle History Information** (*Dan R. Eastman*) This act modifies the Motor Vehicles Code by allowing the Department of Public Safety to disclose vehicle accident history information, excluding personal identifying information, in bulk electronic form. This act allows the department to establish a fee for bulk vehicle accident history requests. (*Business and Labor Interim Committee*)

Amends 41-6-40

Effective May 5, 2003

Chapter 19, Laws of Utah 2003

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- SB 20**     **Facilitation of E-government** (*David H. Steele*) This act modifies the Uniform Electronic Transactions Act and construction statutes to facilitate government agencies providing services electronically and to make technical changes. (*Information Technology Commission*)

Amends 46-4-502, 63D-1-301.5, 68-3-12; Renumbers and Amends 63D-1-105 to 46-4-503

Effective May 5, 2003

Chapter 20, Laws of Utah 2003

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- SB 21**     **Amendments to the Interlocal Cooperation Act** (*Leonard M. Blackham*) This act modifies the Interlocal Cooperation Act including making technical changes. The act adds definitions and modifies provisions related to project entity and generation output requirements. The act modifies provisions related to powers and duties of interlocal entities. For purposes of the payment of fee in lieu of ad valorem property tax, this act provides that a fee base for a project can be determined by agreement. This act provides for valuation by the State Tax Commission if a fee base is not determined by an agreement. Portions of this act have retrospective operation to January 1, 2003. (*Public Utilities and Technology Interim Committee*)

Amends 11-13-103, 11-13-204, 11-13-301, 11-13-302, 11-13-310, 11-13-311

Effective May 5, 2003

Chapter 21, Laws of Utah 2003

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- SB 23**     **State and Local Taxes, Fees, and Charges Related to Telecommunications** (*Curtis S. Bramble*) This act modifies the Utah Municipal Code to enact the Municipal Telecommunications License Tax Act and to make technical changes. As enacted, the Municipal Telecommunications License Tax Act authorizes a municipality to levy and collect a municipal telecommunications license tax by ordinance. The act provides for the collection, administration, and enforcement of the tax through the State Tax Commission. This act limits a municipality's authority to impose other telecommunications taxes or fees. This act provides for reporting of tax rate related information. This act addresses customer remedies. The act addresses how bundled transactions are taxed under the Municipal Telecommunications License Tax Act. This act addresses rights-of-way provisions. This act modifies provisions related to the charge that may be imposed for emergency telephone services. This act addresses how the location of a transaction for telephone service and mobile telecommunications service is determined under the Sales and Use Tax Act. This act provides an effective date.

Amends 10-1-203, 11-26-1, 59-1-403, 59-12-102, 59-12-207, 69-2-5, 69-2-5.5, 72-7-102, 72-7-108; Enacts 10-1-401, 10-1-402, 10-1-403, 10-1-404, 10-1-405, 10-1-406, 10-1-407, 10-1-408, 10-1-409, 10-1-410; Repeals 11-26-3

Effective July 1, 2003

Chapter 253, Laws of Utah 2003

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- SB 24**     **Local Human Services Authorities Amendments** (*Scott K. Jenkins*) This act modifies provisions relating to local substance abuse authorities and local mental health authorities. The act renumbers those provisions and makes technical changes. The act contains a coordination clause. (*Health and Human Services Interim Committee / Funding of State and County Health and Human Services Task Force*)

Amends 62A-2-101, 62A-15-103, 62A-15-105, 62A-15-111, 62A-15-202, 62A-15-602, 63A-9-701; Enacts 17-43-101, 17-43-102; Renumbers and Amends 17A-3-601 to 17-43-308, 17A-3-602 to 17-43-301, 17A-3-603 to 17-43-302, 17A-3-603.5 to 17-43-303, 17A-3-606 to 17-43-304, 17A-3-607 to 17-43-305, 17A-3-610 to 17-43-306, 17A-3-611 to 17-43-307, 17A-3-701 to 17-43-201, 17A-3-702 to 17-43-202, 17A-3-703 to 17-43-203

Effective May 5, 2003

Chapter 22, Laws of Utah 2003

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**SB 25**     **Commitment and Custody of Minors Amendments** (*Scott K. Jenkins*) This act modifies provisions of the Utah Human Services Code relating to commitment proceedings. The act clarifies the circumstances under which proceedings for the commitment of a child may be commenced. The act modifies provisions relating to the involuntary commitment of children and specifies that they may be committed to local mental health authorities only after a court commitment proceeding. The act eliminates provisions relating to the commitment of a child to the legal custody of the Division of Substance Abuse and Mental Health and clarifies that certain commitment proceedings apply to the commitment of a child to the physical custody of local mental health authorities. The act clarifies that a court determination is necessary for a person to be committed to the state hospital. The act makes technical and conforming changes. (*Health and Human Services Interim Committee / Funding of State and County Health and Human Services Task Force*)

Amends 17A-3-602, 62A-15-610, 62A-15-625, 62A-15-628, 62A-15-701, 62A-15-705, 78-3a-104, 78-3a-118, 78-3a-121

Effective May 5, 2003

Chapter 195, Laws of Utah 2003

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**SB 26**     **Sunset Act Reauthorizations** (*Patrice M. Arent*) This act reauthorizes certain state entities and programs that would otherwise sunset before the 2004 Annual General Session of the Utah Legislature. (*Legislative Management Committee*)

Amends 63-55-231, 63-55-258, 63-55-263, 63-55-273, 63-55-278

Effective May 5, 2003

Chapter 254, Laws of Utah 2003

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**SB 27**     **Susan Gall Involuntary Commitment Amendments** (*Leonard M. Blackham*) This act, in memory of Susan Jenkins Gall, modifies the process by which adults are involuntarily committed to mental health programs. It eliminates the "immediate danger" standard and provides for a "substantial danger" standard for the purposes of involuntary commitment, defines substantial danger, shortens the time period before a hearing when a person is being detained pending a hearing, and requires a report to the Health and Human Services Interim Committee. It also requires examiners to inform patients of specific rights.

Amends 62A-15-103, 62A-15-602, 62A-15-631

Effective May 5, 2003

Chapter 303, Laws of Utah 2003

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**SB 28**     **Initiative Amendments** (*John W. Hickman*) This act modifies the Election Code provisions relating to statewide initiatives. This act modifies signature requirements, modifies certain disclosure requirements, and modifies the time period during which sponsors may gather signatures. This act establishes a moratorium before an initiative that failed may be recirculated. This act requires that the petition sponsors hold public hearings on the petition in geographically diverse areas of Utah and establishes notice and procedural requirements for those public hearings. This act modifies political issues committee and corporation financial disclosure requirements. This act makes it a crime for persons to pay someone to sign or remove their signature from an initiative petition and makes it a crime for persons to accept payment for signing or removing their name from an initiative petition. This act includes a severability clause. This act makes technical changes.

Amends 20A-7-201, 20A-7-202, 20A-7-203, 20A-7-207, 20A-7-213, 20A-11-702, 20A-11-802; Enacts 20A-7-204.1

Effective May 5, 2003

Chapter 304, Laws of Utah 2003

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**SB 29**     **Legislative Reporting and Access to Certain Information** (*Mike Dmitrich*) This act amends provisions in the Judicial Code to allow for audit by the Office of Legislative Auditor General. This act provides an immediate effective date.

Amends 78-8-107

Effective March 19, 2003

Chapter 196, Laws of Utah 2003

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**SB 30**     **Utah Administrative Rulemaking Act Amendments** (*Howard A. Stephenson*) This act modifies the Utah Administrative Rulemaking Act. This act amends the definition of a rule and clarifies when an agency's written statement is determined to be a rule. (*Administrative Rules Review Committee*)

Amends 63-46a-2; Enacts 63-46a-3.5

Effective May 5, 2003

Chapter 197, Laws of Utah 2003

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**SB 32**     **Driver Education Courses** (*Carlene M. Walker*) This act modifies the State System of Public Education by requiring school districts to fund driver education programs solely through the Automobile Driver Education Tax Account and student fees, excluding the full-time equivalent cost of a teacher when the program is taught during regular school hours. This act also requires school districts to establish student fees that are reasonably associated with the costs of driver education programs. This act allows school districts to be reimbursed by the Automobile Driver Education Account for the costs of fees waived for the driver education program. This act allows a school district to provide the classroom portion of driver education through home study or through the electronic high school and allows the schools to provide material for parent involvement in driver education. This act allows a school district to offer the classroom portion of driver education and the behind-the-wheel portion to be offered by private providers. This act requires the State Board of Education to establish minimum standards for school-related driver education programs. This act takes effect on July 1, 2003.

Amends 53A-13-202, 53A-13-204; Enacts 53A-13-209

Effective July 1, 2003

Chapter 23, Laws of Utah 2003

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**SB 33**     **Fees for Sheriff** (*Mike Dmitrich*) This act modifies provisions relating to counties to increase the amount of fees that a sheriff receives for the performance of certain duties and services.

Amends 17-22-2.5

Effective May 5, 2003

Chapter 255, Laws of Utah 2003

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**SB 35**     **Redevelopment of Superfund Sites** (*D. Chris Buttars*) This act modifies the Redevelopment Agencies Act. The act expands the criteria for blight to include a superfund site. The act makes an exception to a size restriction on project areas for the case of a superfund site.

Amends 17B-4-102, 17B-4-403, 17B-4-404, 17B-4-602, 17B-4-604

Effective May 5, 2003

Chapter 256, Laws of Utah 2003

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**SB 36**     **Mineral Lease Fund Amendments** (*Beverly Ann Evans*) This act modifies provisions on Mineral Lease Funds. The act expands the public entities that may receive monies from the Mineral Lease Account to include public institutions of higher education.

Amends 59-21-2

Effective May 5, 2003

Chapter 24, Laws of Utah 2003

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- SB 37**     **Task Force Study of Impact of Gravel Pits** (*Peter C. Knudson*) This act creates a task force to study the operations of gravel pits in the state and their impact on the surrounding environment and infrastructure and the economic benefit they provide. The act establishes the membership of the task force and provides for compensation of legislative members. The act provides for the duties of the task force. The act makes a one-time appropriation of \$9,500 from the General Fund for fiscal year 2002-03 to pay for the compensation and expenses of legislative task force members. The act provides a repeal date.

Effective May 5, 2003

Chapter 305, Laws of Utah 2003

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- SB 40**     **Pay Plan - Salary Survey Amendments** (*Mike Dmitrich*) This act modifies the Personnel Management Act by modifying the requirement for salary surveys for peace officers, correctional officers, and public safety dispatch personnel. This act also eliminates the requirement that the director consider internal comparisons and other factors when determining compensation. This act takes effect July 1, 2003.

Amends 67-19-12.3

Effective July 1, 2003

Chapter 25, Laws of Utah 2003

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- SB 41**     **Clandestine Lab Racketeering Amendment** (*Patrice M. Arent*) This act modifies the Criminal Code by including Clandestine Drug Lab Act offenses as unlawful activity when determining a pattern of unlawful activity under the state's racketeering provisions.

Amends 76-10-1602

Effective May 5, 2003

Chapter 26, Laws of Utah 2003

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- SB 42**     **Fraudulent Use of Credit Card Number** (*Carlene M. Walker*) This act modifies the Criminal Code by providing that possession of a financial transaction card number or related information with the intent to defraud is a third degree felony. This act also provides that a person who obtains the encoded information from the strip on a financial transaction card with the intent to use the information to defraud a merchant is guilty of a third degree felony, and that any subsequent violation is a second degree felony.

Amends 76-6-506.3; Enacts 76-6-506.7

Effective May 5, 2003

Chapter 306, Laws of Utah 2003

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- SB 43**     **Providing Information Relating to Tax Credits and Tax Filing Due Dates** (*David H. Steele*) This act modifies Targeted Business Income Tax Credits Within an Enterprise Zone, Corporate Franchise and Income Taxes, and the Individual Income Tax Act to modify the requirements for providing information to the State Tax Commission when a taxpayer claims a tax credit. The act modifies the information that certain entities are required to provide to taxpayers claiming certain tax credits and the requirements for providing this information. The act modifies the due dates for filing certain returns with the State Tax Commission, and makes technical changes. The act has retrospective operation for taxable years beginning on or after January 1, 2003.

Amends 9-2-1803, 59-7-605, 59-7-606, 59-7-607, 59-7-608, 59-7-610, 59-10-108.7, 59-10-109, 59-10-127, 59-10-128, 59-10-129, 59-10-507, 59-10-514

Effective May 5, 2003

Chapter 198, Laws of Utah 2003

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**SB 45**     **Lobbyist Reporting Requirements** (*Patrice M. Arent*) This act modifies the Lobbyist Regulation and Disclosure Act by clarifying requirements for lobbyist and principal reporting when a person or entity ceases to be a lobbyist or principal.

Amends 36-11-103, 36-11-201

Effective May 5, 2003

Chapter 27, Laws of Utah 2003

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**SB 47**     **Labor Commission - Appeals Board** (*John L. Valentine*) This act modifies the Utah Labor Code to provide for temporary appointments to the Appeals Board in cases where there is a vacancy on the Appeals Board. This act makes technical changes.

Amends 34A-1-303

Effective May 5, 2003

Chapter 28, Laws of Utah 2003

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**SB 48**     **Forced Entry to Make Arrest** (*David L. Thomas*) This act modifies the Code of Criminal Procedure by amending provisions regarding when and how forcible entry may be made to effect an arrest. The amendments reflect rulings in two U.S. Supreme Court decisions.

Amends 77-7-8

Effective May 5, 2003

Chapter 29, Laws of Utah 2003

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**SB 49**     **Driver License and Identification Card Amendments** (*Parley G. Hellewell*) This act modifies the Public Safety Code by amending the driver license and identification card provisions. This act requires an applicant for a driver license or identification card to both have and provide a Utah residence address. This act clarifies that a person under 16 may operate a motor vehicle if operating under a permit issued by the Driver License Division. This act allows identification card applicants to check a box on the application to donate to blindness prevention, organ donation, and public transportation assistance for seniors or people with disabilities. This act extends the expiration to ten years for identification cards. This act removes a provision that makes all identification cards expire when the person turns 21 years of age and allows alternative wording or other means on identification cards and driver licenses to indicate the person is a minor. This act makes technical changes.

Amends 41-8-1, 53-3-204, 53-3-205, 53-3-207, 53-3-214.5, 53-3-214.7, 53-3-214.8, 53-3-804, 53-3-806, 53-3-807

Effective May 5, 2003

Chapter 30, Laws of Utah 2003

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**SB 51**     **Planetarium Amendments** (*Gene Davis*) This act modifies provisions relating to county planetariums. The act provides for the appointment of other planetarium personnel by the county executive rather than the county legislative body. The act also makes technical changes.

Amends 17-37-8

Effective May 5, 2003

Chapter 31, Laws of Utah 2003

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- SB 52**     **Access to Uninsured Motorist Information** (*David H. Steele*) This act modifies the Motor Vehicles Code by amending the Uninsured Motorist Identification Database Program. This act allows the database information to be used by financial institutions to facilitate protection of a financial institution's bona fide security interest in a motor vehicle. This act allows database information to be made accessible through the Internet or to be made available through other electronic medium if the Department of Public Safety determines that sufficient security is provided to ensure compliance with disclosure restrictions. This act makes technical changes.

Amends 41-12a-803, 41-12a-805

Effective May 5, 2003

Chapter 32, Laws of Utah 2003

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- SB 53**     **Amendments to Controlled Substance Act** (*Peter C. Knudson*) This act modifies the Controlled Substance Act by prohibiting the refill of a Schedule II controlled substance, adds dichloralphenazone under Schedule IV, reschedules buprenorphine to Schedule III, and provides that gamma hydroxy butyrate (GHB) that is used in an FDA-approved formulation is in Schedule III. This act also provides that specified penalties under the Controlled Substance Act are to be deposited as dedicated credits to be used for the operating costs of the Controlled Substance Database.

Amends 58-37-4, 58-37-5.5, 58-37-6, 58-37-7.5, 58-37-8; Enacts 58-37-7.7

Effective May 5, 2003

Chapter 33, Laws of Utah 2003

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- SB 55**     **Provisional Ballot Amendments** (*Dan R. Eastman*) This act modifies the Election Code by changing the requirements for preparing, voting, counting, and otherwise administering provisional ballots. The act also requires county clerks to implement a system to inform voters who have cast a provisional ballot whether or not their vote was counted. This act provides an effective date.

Amends 20A-2-102, 20A-2-307, 20A-3-105.5, 20A-4-107, 20A-6-105; Enacts 20A-6-105.5

Effective May 5, 2003

Chapter 34, Laws of Utah 2003

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- SB 57**     **Charter School Amendments** (*Howard A. Stephenson*) This act modifies the State System of Public Education Code by expanding the number of charter schools that the State Board of Education may sponsor, removing enrollment limitations on charter schools sponsored by local school boards, specifying requirements for charter schools, and expanding a school building loan program to include charter school buildings. This act modifies procedures for seeking charter school sponsorship, the required contents of a charter, and reasons for terminating a charter. This act eliminates a reporting requirement and imposes a requirement to conduct criminal background checks on charter school employees and certain volunteers. This act creates the Charter School Building Subaccount within the School Building Revolving Account and authorizes the state superintendent of public instruction to make loans to charter schools for charter school building construction and renovation. This act appropriates \$1,000,000 from the School Building Revolving Loan Account for fiscal year 2003-04 only, to the Charter School Building Subaccount. This act provides that certain charter schools sponsored by local school boards shall receive funding through the school district and makes technical amendments. This act takes effect on July 1, 2003.

Amends 53A-1a-502, 53A-1a-505, 53A-1a-508, 53A-1a-509, 53A-1a-510, 53A-1a-515, 53A-21-102, 53A-21-104; Enacts 53A-1a-512.5

Effective July 1, 2003

Chapter 199, Laws of Utah 2003

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**SB 58 Youth Corrections - Division Name Amendment** (*Parley G. Hellewell*) This act modifies the code by changing the name of the Division of Youth Corrections to the Division of Juvenile Justice Services. This act takes effect on July 1, 2004.

Amends 23-19-14, 26-1-30, 26-6-30, 26A-1-114, 53-10-403, 53-10-404, 53-10-407, 53A-1-403, 62A-1-105, 62A-4a-105, 62A-4a-202.1, 62A-7-101, 62A-7-102, 62A-7-106, 62A-7-123, 62A-7-124, 62A-7-201, 62A-7-401, 62A-15-605, 62A-15-703, 63-25a-102, 63-25a-201, 63-25a-301, 63-38-2, 63-75-3, 63-75-5, 63-92-3, 63B-3-102, 63B-3-301, 63B-4-102, 63B-7-501, 63B-11-702, 67-5b-101, 76-5-101, 76-5-413, 77-38-3, 78-3a-103, 78-3a-113, 78-3a-114, 78-3a-118, 78-3a-301, 78-3a-503, 78-3a-504, 78-3a-601, 78-3a-602, 78-3a-603, 78-3a-904, 78-3a-905, 78-3a-914

Effective July 1, 2004

Chapter 171, Laws of Utah 2003

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**SB 61 Public Utility Related Amendments** (*John L. Valentine*) This act modifies the Public Utility title to clarify use of a test period in determining just and reasonable rates, to address settlements, and to address the affect of decisions of the Public Service Commission. This act makes technical changes.

Amends 54-4-4, 54-7-1, 54-7-15

Effective May 5, 2003

Chapter 200, Laws of Utah 2003

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**SB 65 Reclamation Surety for Mining Operations** (*Mike Dmitrich*) This act modifies the Mines and Mining Code to provide that a reclamation surety be posted for all small mining operations and exploration projects. This act makes technical amendments.

Amends 40-8-7, 40-8-13, 40-8-14, 40-8-18

Effective May 5, 2003

Chapter 35, Laws of Utah 2003

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**SB 66 Alcoholic Beverage Enforcement and Treatment** (*Michael G. Waddoups*) This act modifies the Alcoholic Beverage Title and the Revenue and Taxation Title to increase the beer tax rate and to create the Alcoholic Beverage Enforcement and Treatment Restricted Account. This act makes technical changes.

Amends 32A-1-115, 59-15-101, 59-15-109

Effective May 5, 2003

Chapter 307, Laws of Utah 2003

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**SB 67 Revisions to Boards and Commissions** (*Howard A. Stephenson*) This act modifies certain state boards and commissions. The act repeals certain boards and modifies the appointment requirements or the duties and responsibilities of other boards. This act requires the Occupational and Professional Licensure Review Committee to study the possible repeal of, combination of, or modifications to certain licensing boards and whether or not certain occupations should be licensed by the state. This act makes technical changes. This act provides an effective date.

Amends 23-14-2.5, 61-1-6, 63-56-6, 64-13-1, 64-13-17, 64-13a-3; Repeals 11-33-1, 11-33-2, 11-33-3, 11-33-4, 11-33-5, 11-33-6, 11-33-7, 11-33-8, 13-2-6.5, 17-40-1, 17-40-2, 26-10a-101, 26-10a-102, 26-10a-103, 26-10a-104, 63-55-272, 64-13-4.1, 64-13-5, 64-13a-5, 64-13a-6, 72-8-108, 72-13-101, 72-13-102, 72-13-103, 72-13-104

Effective May 5, 2003

Chapter 36, Laws of Utah 2003

- SB 68** **Voter Identification Requirements** (*Dan R. Eastman*) This act modifies the Election Code by changing requirements for voter identification in voting procedures, disposition of absentee ballots, and other election processes.

Amends 20A-3-104, 20A-3-305, 20A-3-308, 20A-3-401

Effective May 5, 2003

Chapter 37, Laws of Utah 2003

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- SB 72** **Amendments to Special Districts and Local Districts for Expanded Fire Protection Services** (*David L. Thomas*) This act modifies provisions related to Special Districts and to Limited Purpose Local Government Entities. The act authorizes the creation of a county service area and a local district for fire protection, paramedic, and emergency services by resolution of the legislative bodies of participating counties and municipalities without the necessity of voter approval under certain circumstances. The act modifies board of trustees provisions for a district created to provide fire protection, paramedic, and emergency services. The act requires counties and municipalities included within a certain type of district for fire protection, paramedic, and emergency services to reduce their certified tax rate to offset taxes imposed by the district for those services. The act imputes a tax imposed by a fire district to the county or municipality included within the district for purposes of the county or municipality's tax limit. The act provides for automatic annexation to certain districts providing fire protection, paramedic, and emergency services when an area is annexed to a municipality within the district and for automatic withdrawal from those districts when an area within the district is annexed to a municipality that is not within the district. The act provides an alternate method of withdrawing an area within a municipality from certain districts providing fire protection, paramedic, and emergency services upon resolution of the municipal legislative body and a vote of the municipality. The act also makes technical changes. The act provides a coordination clause.

Amends 10-1-117, 10-2-406, 10-2-419, 10-2-425, 17A-2-403, 17A-2-411, 17B-2-202, 17B-2-213, 17B-2-214, 17B-2-215, 17B-2-216, 17B-2-502, 17B-2-503, 17B-2-514, 17B-2-601, 17B-2-603, 17B-2-610, 59-2-924; Enacts 17B-2-515.5, 17B-2-603.5

Effective May 5, 2003

Chapter 257, Laws of Utah 2003

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- SB 74** **Amendments to Interlocal Cooperation Act** (*David L. Gladwell*) This act modifies the Interlocal Cooperation Act to specify matters that can be the subject of an interlocal agreement between two or more public agencies. The act modifies provisions relating to the approval of certain agreements and imposes additional requirements on agreements that are required to be approved by a public agency's legislative body. The act provides for the powers, immunities, and privileges of law enforcement officers performing duties under an interlocal agreement for law enforcement services. The act expands the entities with which a political subdivision may share its revenues. The act enacts provisions relating to the status of employees of public agencies who perform duties under an interlocal agreement with another public agency. The act also makes technical changes.

Amends 11-13-202, 11-13-212, 11-13-215, 11-13-216, 11-13-222; Enacts 11-13-202.5, 11-13-203.5

Effective May 5, 2003

Chapter 38, Laws of Utah 2003

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**SB 75**     **Criminal Background Checks by Political Subdivisions Operating Water Systems** (*Carlene M. Walker*) This act enacts provisions authorizing political subdivisions of the state that operate a public water system to require prospective and current employees and contractors and those seeking access to public water system facilities to submit to a criminal background check. The act provides for notice to a person whose employment is denied or terminated and for review of the denial or termination. The act also makes conforming and technical changes and provides an effective date.

Amends 53-10-104, 63-2-302, 63-2-302; Enacts 11-39-101, 11-39-102, 11-39-103, 11-39-104

Effective May 5, 2003

Chapter 39, Laws of Utah 2003

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**SB 78**     **Repeal of Trading Stamps Regulation** (*Scott K. Jenkins*) This act repeals code provisions relating to the regulation of trading stamps. The act repeals provisions requiring persons in the business of trading stamps to establish an office in Utah, appoint a process attorney for civil actions, and post a bond. The act repeals provisions requiring trading stamps to display their redeemable value, and repeals provisions providing guidelines for the redemption of trading stamps.

Repeals 13-6-1, 13-6-2, 13-6-3, 13-6-4, 13-6-5, 13-6-6

Effective May 5, 2003

Chapter 40, Laws of Utah 2003

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**SB 79**     **Disabled Parking Fine** (*D. Chris Buttars*) This act modifies the Motor Vehicles Code by increasing the fine for parking in a disability parking zone from \$100 to \$125 and for parking in a school bus parking zone from \$50 to \$75. This act takes effect July 1, 2003.

Amends 41-1a-1306, 41-6-103.5

Effective July 1, 2003

Chapter 41, Laws of Utah 2003

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**SB 80**     **Adverse Benefit Determination Amendments** (*Peter C. Knudson*) This act amends the Insurance Code. The act amends the adverse benefit determination review process for group health plans to include individual or group health plans and income replacement or disability income policies.

Amends 31A-22-629

Effective May 5, 2003

Chapter 42, Laws of Utah 2003

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**SB 83**     **Occupational and Professional Licensing Modifications** (*Lyle W. Hillyard*) This act modifies provisions of the Division of Occupational and Professional Licensing Act related to reinstatement of licenses and diversion procedures. The act provides that for licenses reinstated no later than 120 days after expiration the reinstatement goes back to the date of expiration. The act allows diversion in licensee disciplinary matters as well as for self-referrals. The act defines and provides for the extension and termination of a diversion agreement. The act details the effect of a diversion agreement on charges against a licensee of unprofessional or unlawful conduct that are under the division director's jurisdiction. The act establishes a procedure to be followed by the division in the event the licensee makes an intentional misrepresentation of fact in the stipulation of facts part of the diversion agreement.

Amends 58-1-308, 58-1-404

Effective May 5, 2003

Chapter 43, Laws of Utah 2003

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- SB 84**     **Real Property Voluntary Environmental Restrictive Covenants** (*Bill Wright*) This act modifies the Environmental Quality Code by creating a new chapter, "Environmental Institutional Control Act." The act allows for creation of environmental institutional controls which limit or otherwise affect the use of real property which has been affected by a cleanup or risk assessment. The act includes procedures for establishment and enforcement of the institutional controls, removal of the controls, and appeal of the executive director's decision regarding the controls.

Enacts 19-9-101, 19-9-102, 19-9-103, 19-9-104, 19-9-105, 19-9-106, 19-9-107, 19-9-108

Effective May 5, 2003

Chapter 44, Laws of Utah 2003

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- SB 85**     **Underground Storage Tank Amendment** (*Bill Wright*) This act modifies the Underground Storage Tank Act by increasing the environmental assurance fee of 1/4 cent per gallon on the first sale or use of petroleum products to 1/2 cent per gallon. The act provides for a reduction of the fee when the cash balance in the Petroleum Storage Tank Trust Fund exceeds \$20,000,000 in any year. The act has a July 1, 2003 effective date.

Amends 19-6-410.5

Effective July 1, 2003

Chapter 45, Laws of Utah 2003

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- SB 86**     **Prohibition of Automatic Renewal of Service Contracts** (*Michael G. Waddoups*) This act modifies the title dealing with Contracts and Obligations in General by enacting provisions that prohibit the automatic renewal of service contracts unless the seller notifies the consumer of the automatic renewal. The act provides exemptions.

Enacts 15-10-101, 15-10-102, 15-10-201, 15-10-202, 15-10-301

Effective May 5, 2003

Chapter 46, Laws of Utah 2003

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- SB 87**     **Library Amendments** (*Michael G. Waddoups*) This act modifies provisions related to county libraries by modifying the duties of the library board of directors. The act provides that the library board shall make library rules in a manner consistent with county ordinances and policies. The act shifts the trusteeship of donations for the benefit of a library from the library board to the county.

Amends 9-7-504, 9-7-505, 9-7-507, 9-7-508, 9-7-509

Effective May 5, 2003

Chapter 47, Laws of Utah 2003

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- SB 88**     **Security Personnel Licensing Act Amendments** (*Dan R. Eastman*) This act modifies the Security Personnel Licensing Act by creating a security personnel licensing, education, and enforcement dedicated credit to educate and train licensees and the general public and to help enforce the provisions of the Licensing Act. The act gives the Division of Occupational and Professional Licensing authority to issue citations for violations of the Licensing Act and assess fines for cited offenses. The act expands the definition of unlawful conduct used in the Licensing Act.

Amends 58-63-501; Enacts 58-63-103, 58-63-503

Effective May 5, 2003

Chapter 308, Laws of Utah 2003

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**SB 89**     **Mental Health Professional Practice Act Amendments** (*D. Chris Buttars*) This act modifies the Mental Health Professional Practice Act by allowing a certified social worker intern to provide mental health therapy under the supervision of a clinical social worker.

Amends 58-60-115, 58-60-204, 58-60-205; Enacts 58-60-117

Effective May 5, 2003

Chapter 201, Laws of Utah 2003

**SB 90**     **Prescriptive Practice Peer Committee Repealer** (*Paula F. Julander*) This act repeals the Prescriptive Practice Peer Committee.

Repeals 58-31b-202

Effective May 5, 2003

Chapter 48, Laws of Utah 2003

**SB 91**     **Funeral Services Amendments** (*David L. Gladwell*) This act modifies the Occupations and Professions Code by repealing the provisions of the Funeral Services Licensing Act and the Preneed Funeral Arrangement Act. The act enacts the provisions of those two acts within the Funeral Services Licensing Act. The act alters the membership of the Board of Funeral Service. The act eliminates the Preneed Funeral Arrangement Licensing Board and transfers the duties and responsibilities to the Board of Funeral Service. The act enacts provisions prohibiting a convicted felon from holding certain licenses. The act enacts endorsement requirements for individuals licensed in another jurisdiction. The act enacts provisions prohibiting solicitation of funeral services or merchandise after a person's death. The act establishes criminal penalties for certain violations. The act enacts provisions dealing with the right and duty to control the disposition of a deceased person. The act modifies the Utah Health Code and the Utah Uniform Probate Code to provide cross-references to the Funeral Services Licensing Act. The act makes technical changes. The act provides a coordination clause.

Amends 26-2-18, 26-4-16, 63-55-258, 75-1-107, 75-1-201; Enacts 58-9-101, 58-9-102, 58-9-201, 58-9-301, 58-9-302, 58-9-303, 58-9-304, 58-9-305, 58-9-306, 58-9-307, 58-9-401, 58-9-501, 58-9-502, 58-9-503, 58-9-504, 58-9-505, 58-9-506, 58-9-601, 58-9-602, 58-9-603, 58-9-604, 58-9-701, 58-9-702, 58-9-703, 58-9-704, 58-9-705, 58-9-706, 58-9-707, 58-9-708; Repeals 58-9-1, 58-9-2, 58-9-3, 58-9-4, 58-9-5, 58-9-6, 58-9-7, 58-9-8, 58-9-9, 58-9-10, 58-9-11, 58-9-12, 58-9-13, 58-9-15, 58-58-1, 58-58-2, 58-58-3, 58-58-4, 58-58-5, 58-58-6, 58-58-7, 58-58-8, 58-58-9, 58-58-10, 58-58-11, 58-58-12, 58-58-13, 58-58-14, 58-58-15

Effective May 5, 2003

Chapter 49, Laws of Utah 2003

**SB 92**     **Land Surveyor Amendments** (*Howard A. Stephenson*) This act modifies the Professional Engineers and Land Surveyors Licensing Act by sunseting the option of persons seeking licensure as professional land surveyors to substitute a program of qualifying experience for the educational requirement. The act also makes technical changes.

Amends 58-22-302

Effective May 5, 2003

Chapter 50, Laws of Utah 2003

**SB 93**     **Justice Court Judges Amendments** (*Thomas V. Hatch*) This act modifies the Judicial Code as it pertains to justice court judges. It requires them to abide by all administrative policies of the county or municipality in which they are employed.

Amends 78-3-21, 78-5-110; Enacts 78-5-106.5

Effective May 5, 2003

Chapter 51, Laws of Utah 2003

**SB 94**     **Certified Public Accountant Licensing Act Amendments** (*John L. Valentine*) This act modifies the licensing requirements for certified public accountants by requiring applicants to sit for and meet the conditioning requirements of the AICPA Uniform CPA Examination as established by the AICPA.

Amends 58-26a-306

Effective May 5, 2003

Chapter 52, Laws of Utah 2003

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**SB 95**     **State Emergency Medical Services Amendments** (*John L. Valentine*) This act modifies the Utah Emergency Medical Services System Act. The act establishes a statewide database for the collection and distribution of information regarding the location of commercially owned fully automated external defibrillators. The act authorizes the Department of Health to work with community agencies to promote education and instruction on the use of fully automated external defibrillators and cardiopulmonary resuscitation.

Enacts 26-8a-209

Effective May 5, 2003

Chapter 53, Laws of Utah 2003

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**SB 96**     **Division of Occupational and Professional Licensing Act Amendments** (*Paula F. Julander*) This act provides that the Division of Occupational and Professional Licensing may not include home telephone numbers or home addresses on the lists of licensees it prepares that are made available to the general public.

Amends 58-1-106

Effective May 5, 2003

Chapter 54, Laws of Utah 2003

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**SB 97**     **County Annexation Amendments** (*Carlene M. Walker*) This act modifies provisions relating to Counties. The act repeals an alternate procedure for annexing part of one county to another and makes technical and conforming changes.

Amends 17-2-6, 17-2-7, 17-2-8

Effective May 5, 2003

Chapter 258, Laws of Utah 2003

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**SB 100**     **Indian Affairs Amendments** (*Beverly Ann Evans*) This act modifies provisions of the Utah Division of Indian Affairs Act related to meetings between the division and tribal leaders including clarifying when the open and public meetings requirements apply and allowing specified state agencies to participate in certain meetings. This act repeals the State Native American Coordinating Board. This act makes technical changes.

Amends 9-9-104.5; Enacts 9-9-104.6; Repeals 9-9-111

Effective May 5, 2003

Chapter 55, Laws of Utah 2003

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**SB 103**     **Concealed Weapon Permit Holder Amendments** (*Curtis S. Bramble*) This act modifies provisions related to concealed weapons by removing the 60-day restriction on the validity of concealed firearm permits issued by another state or county.

Amends 76-10-523

Effective May 5, 2003

Chapter 202, Laws of Utah 2003

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- SB 104**    **Disclosure of Vehicle Information for Product Recall** (*Dan R. Eastman*) This act modifies the Motor Vehicles Code by providing that access to division records includes all purposes permitted under federal law. This act provides that resale and disclosure of protected information is prohibited except as permitted under federal law. This act eliminates enumerated exceptions that are permitted uses under federal law.

Amends 41-1a-116

Effective May 5, 2003

Chapter 56, Laws of Utah 2003

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- SB 105**    **Pledge of Allegiance in Public Schools** (*D. Chris Buttars*) This act modifies provisions of the State System of Public Education Code relating to the recitation of the pledge of allegiance in public secondary schools.

Amends 53A-13-101.6

Effective May 5, 2003

Chapter 57, Laws of Utah 2003

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- SB 106**    **Highway Patrol Use of Unmarked Vehicles** (*Curtis S. Bramble*) This act modifies the Motor Vehicles Code to allow Utah Highway Patrol to use more than one unmarked vehicle in organized operations to enforce traffic laws. This act limits the use of unmarked vehicles in an organized operation to an operation conducted in a county of the first or second class unless no more than one unmarked vehicle is used for the operation. This act requires a peace officer engaged in an operation involving unmarked vehicles to be in uniform. This act makes technical changes.

Amends 41-1a-407

Effective May 5, 2003

Chapter 58, Laws of Utah 2003

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- SB 107**    **Certification of Mines** (*Mike Dmitrich*) This act modifies the mining code to provide that the Labor Commission shall assume certain responsibilities relating to coal mine certification previously performed by the Labor Commission's Safety Division.

Amends 40-2-15, 40-2-16

Effective May 5, 2003

Chapter 59, Laws of Utah 2003

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- SB 108**    **Dangerous Weapons Amendments** (*Michael G. Waddoups*) This act modifies provisions on dangerous weapons by providing clarification on the restriction of weapons at schools and restricting certain drug offenders from possessing a dangerous weapon. The act modifies notice requirements related to prohibiting firearms in a house of worship or private residence.

Amends 53A-11-904, 76-10-503, 76-10-505.5, 76-10-530; Repeals 53A-3-502

Effective May 5, 2003

Chapter 203, Laws of Utah 2003

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- SB 109**    **Education Assistance for National Guard Members** (*Peter C. Knudson*) This act modifies provisions relating to higher education by providing that 2-1/2% of tuition waivers at state institutions of higher education be set aside for members of the Utah National Guard.

Amends 53B-8-101

Effective May 5, 2003

Chapter 172, Laws of Utah 2003

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- SB 111**    **Process Servers** (*Michael G. Waddoups*) This act modifies provisions relating to constables and private investigators. It provides that constables may serve all forms of process, and limits the forms of process that can be served by private investigators.

Amends 17-25-1, 78-12a-2, 78-36-10.5; Repeals 78-27-58

Effective May 5, 2003

Chapter 204, Laws of Utah 2003

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- SB 112**    **Government Records Protections for Federal Mission of National Guard** (*Peter C. Knudson*) This act modifies provisions of the Government Records Access and Management Act related to protected records by including information regarding National Guard operations or activities in support of the National Guard's federal mission.

Amends 63-2-304

Effective May 5, 2003

Chapter 60, Laws of Utah 2003

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- SB 115**    **Theft Detection Shielding Devices Amendments** (*John W. Hickman*) This act modifies the Criminal Code regarding theft detection shielding devices by providing that when a theft detection device is unlawfully removed from an item of merchandise, the penalty is based on the value of the merchandise.

Amends 76-6-608

Effective May 5, 2003

Chapter 173, Laws of Utah 2003

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- SB 116**    **DNA - Amendment Regarding Warrants** (*Lyle W. Hillyard*) This act modifies the Criminal Code, removing the statute of limitations on certain violent crimes when DNA evidence has been collected that can be used to identify the perpetrator.

Amends 76-1-302

Effective May 5, 2003

Chapter 61, Laws of Utah 2003

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- SB 117**    **Aggravated Robbery Amendments** (*Lyle W. Hillyard*) This act modifies the Criminal Code regarding the aggravated robbery offense of "carjacking" to provide that the attempt to take or "carjack" a motor vehicle is also an aggravated robbery offense.

Amends 76-6-302

Effective May 5, 2003

Chapter 62, Laws of Utah 2003

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- SB 118**    **Individual Income Tax - Adoption Expenses** (*Carlene M. Walker*) This act modifies the Individual Income Tax Act to allow an individual to choose from specified options the taxable year for which the individual may subtract adoption expenses from federal taxable income. This act has retrospective operation for taxable years beginning on or after January 1, 2003.

Amends 59-10-103, 59-10-114, 59-10-133

Effective May 5, 2003

Chapter 63, Laws of Utah 2003

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**SB 120** **Payment of Wages Amendments** (*Scott K. Jenkins*) This act modifies provisions in the Labor in General Title related to prohibited retaliation. This act makes technical changes.

Amends 34-28-19

Effective May 5, 2003

Chapter 174, Laws of Utah 2003

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**SB 121** **Federal Health Insurance Portability and Accountability Act Compliance Amendments** (*Peter C. Knudson*) This act modifies the Government Records Access and Management Act and the Judicial Code. The act amends provisions relating to the right to access and copy patient medical records. The act amends state laws to bring them into compliance with federal patient privacy laws enacted in the Health Insurance Portability and Accountability Act. The act has an immediate effective date.

Enacts 63-2-107; Repeals and Reenacts 78-25-25

Effective March 15, 2003

Chapter 64, Laws of Utah 2003

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**SB 122** **Utah Antidiscrimination Act Amendments** (*Scott K. Jenkins*) This act modifies the Utah Antidiscrimination Act to reduce the membership of the Antidiscrimination and Labor Advisory Committee. This act amends what constitutes discriminatory or unfair employment practices and amends provisions related to the procedure for assured persons to file claims. This act makes technical changes.

Amends 17-33-10, 34A-5-105, 34A-5-106, 34A-5-107, 34A-5-108, 67-19-4

Effective May 5, 2003

Chapter 65, Laws of Utah 2003

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**SB 123** **Inherent Risk of Livestock Activities** (*Beverly Ann Evans*) This act adds livestock activities and professionals to the provisions of Title 78 providing limitations on the liability of equine activities and professionals.

Amends 78-27b-101, 78-27b-102; Enacts 78-27b-103; Repeals 78-27c-101, 78-27c-102

Effective May 5, 2003

Chapter 175, Laws of Utah 2003

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**SB 124** **Capitol Arts Placement Commission** (*Karen Hale*) This act modifies provisions of the State Commissions and Councils Code related to the State Capitol Preservation Board. The act changes the name of the State Capitol Art Placement Commission to the Art Placement Subcommittee of the State Capitol Preservation Board, and modifies the duties of that subcommittee. The act modifies duties of the executive director of the State Capitol Preservation Board relating to art and exhibits. The act defines certain terms. The act makes technical revisions.

Amends 63C-9-402, 63C-9-701, 63C-9-702, 63C-9-703

Effective May 5, 2003

Chapter 66, Laws of Utah 2003

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**SB 126** **Workers' Compensation Amendments** (*Ed P. Mayne*) This act modifies the Workers' Compensation Act including technical changes. The act addresses penalties for failure to make reports related to industrial accidents. The act provides for survival of workers' compensation claims in case of death.

Amends 34A-2-407, 34A-2-801; Enacts 34A-2-423

Effective May 5, 2003

Chapter 67, Laws of Utah 2003

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- SB 127** **Appearance of Driver License Amendments** (*John L. Valentine*) This act modifies the Public Safety Code by amending the format for driver license certificates and identification cards issued by the Driver License Division. This act requires driver license certificates issued to an applicant under 21 years of age and all identification cards to be in a portrait-style format. This act requires driver license certificates and identification cards issued to an applicant under 21 years of age to plainly print the date the applicant turns 21 years of age and the date the applicant turns 19 years of age.

Amends 53-3-207, 53-3-805, 53-3-806

Effective May 5, 2003

Chapter 309, Laws of Utah 2003

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- SB 128** **Protective Order Amendments** (*Lyle W. Hillyard*) This act enacts a new chapter in the Judicial Code regarding child protective orders. It provides for the filing of a petition, notice to the parties, appointment of a guardian ad litem, and hearings. Provision is also made for the review or expiration of the order. The act also requires that the order be entered into the statewide domestic violence network.

Amends 30-6-1, 30-6-2, 30-6-3, 30-6-4.2, 62A-4a-412, 76-5-108, 77-36-2.1, 77-36-2.4, 77-36-2.5, 77-36-2.6, 77-36-5, 78-3a-104, 78-3a-105, 78-3a-118, 78-3a-305; Enacts 30-6-15, 78-3h-101, 78-3h-102, 78-3h-103, 78-3h-104, 78-3h-105, 78-3h-106, 78-3h-107; Repeals 30-6-4.8

Effective May 5, 2003

Chapter 68, Laws of Utah 2003

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- SB 130** **Regulations of Check Cashers** (*Ed P. Mayne*) This act modifies the Check Cashing Registration Act by requiring deferred deposit lenders to allow borrowers to make partial payments or to rescind the loan by the next business day, applying certain provisions to deferred deposit loans extended through the Internet, and requiring additional disclosures. The act prohibits a deferred deposit lender from threatening to use or using the criminal process to collect a loan, and requires the Department of Financial Institutions to examine every check casher at least once every year. The act makes technical changes.

Amends 7-23-103, 7-23-105, 7-23-106, 7-23-107

Effective May 5, 2003

Chapter 69, Laws of Utah 2003

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- SB 131** **Individual Income Tax - Subtractions from Federal Taxable Income** (*Curtis S. Bramble*) This act amends the Individual Income Tax Act to provide a subtraction from federal taxable income for certain capital gains that are invested in qualifying stock issued by a Utah small business corporation. This act provides definitions and makes technical changes. This act has retrospective operation for taxable years beginning on or after January 1, 2003.

Amends 59-10-103, 59-10-114

Effective May 5, 2003

Chapter 299, Laws of Utah 2003

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- SB 132**    **Child Support and Paternity Amendments** (*Lyle W. Hillyard*) This act modifies provisions relating to paternity and child support. It provides definitions for “declarant father” and “presumptive father” and allows for a declaration of paternity by a declarant father even if a presumptive father exists, allows for registration of the declaration, and provides for the modification of a divorce decree or child support order after paternity is determined. The act modifies provisions for reimbursement by a child’s parents if the child is removed from a home and the Juvenile Court finds that the allegations were insufficient. This act also modifies child support and parent-time provisions by clarifying provisions relating to deviations from the child support guidelines, and allowing for reductions in child support for extended parent-time.

Amends 26-2-2, 26-2-5, 30-3-5, 30-3-10.2, 30-3-35.5, 62A-4a-114, 62A-11-104, 62A-11-304.4, 62A-11-312.5, 70A-3-311, 78-3a-118, 78-3a-906, 78-22-1, 78-45-7.2, 78-45-7.10, 78-45-7.11, 78-45-7.15, 78-45-9, 78-45-9.3, 78-45a-7, 78-45e-2, 78-45e-3, 78-45e-4

Effective May 5, 2003

Chapter 176, Laws of Utah 2003

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- SB 133**    **Reauthorization of the Energy Policy Task Force** (*Leonard M. Blackham*) This act modifies the Public Utilities Title to reauthorize the Energy Policy Task Force and make technical changes.

Amends 63-55b-154; Enacts 54-7-12.6

Effective May 5, 2003

Chapter 205, Laws of Utah 2003

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- SB 136**    **Guilty and Mentally Ill Sentencing Amendments** (*David L. Gladwell*) This act modifies the Code of Criminal Procedure by providing that in specified circumstances a defendant found to be guilty and mentally ill may be sentenced to a county jail. This act also clarifies existing language regarding procedure.

Amends 77-16a-104

Effective May 5, 2003

Chapter 206, Laws of Utah 2003

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- SB 138**    **Medical Malpractice Amendments** (*Leonard M. Blackham*) This act amends the Utah Health Care Malpractice Act and the Health Care Providers Immunity From Liability Act. The act amends provisions related to arbitration agreements between a health care provider and a patient. The act allows a provider and patient to negotiate an arbitration agreement in nonemergency situations. The act amends provisions related to immunity from liability for certain charity care.

Amends 58-13-3, 63-55-278, 78-14-17

Effective May 5, 2003

Chapter 207, Laws of Utah 2003

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- SB 140**    **Prescription Drug Assistance Program** (*James M. Evans*) This act amends the Health Code. The act creates a Prescription Drug Assistance Program within the Department of Health and requires reporting to the Legislature.

Enacts 26-47-101

Effective May 5, 2003

Chapter 310, Laws of Utah 2003

**SB 141**    **Local Government Capital Projects** (*Howard A. Stephenson*) This act modifies provisions relating to certain capital projects of certain local government entities. The act requires that counties, municipalities, special districts, and local districts request bids for certain capital projects and establishes a bid process, including the amount of the project for which a bid is required. The act provides for the amount of the cost of a project required to be submitted to bids to be adjusted for inflation. The act provides for attorney's fees and costs to be awarded to a successful party in a civil action against the local government entity for a violation of the act's requirements. The act repeals redundant provisions. The act also makes technical changes.

Amends 17A-2-1314, 17A-3-208, 72-6-109; Enacts 11-39-101, 11-39-102, 11-39-103, 11-39-104, 11-39-105, 11-39-106, 11-39-107; Repeals 10-7-20, 17-53-308, 17A-2-531, 17A-2-723

Effective May 5, 2003

Chapter 259, Laws of Utah 2003

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**SB 142**    **Agricultural Cooperatives Amendments** (*Leonard M. Blackham*) This act modifies the Agricultural Cooperative Associations Act to provide for one-member associations and allows for proportionate voting in cooperative associations based on patronage. This act allows for dividends exceeding 8% per annum on preferred, nonvoting stock. This act provides for the judicial dissolution of cooperative associations in certain circumstances.

Amends 3-1-3, 3-1-10, 3-1-11, 3-1-13; Enacts 3-1-20.1, 3-1-20.2, 3-1-20.3, 3-1-20.4

Effective May 5, 2003

Chapter 70, Laws of Utah 2003

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**SB 143**    **Motor Vehicle Disclosure Requirements - Purchaser's Rights** (*Dan R. Eastman*) This act modifies the Motor Vehicles Code by amending dealer financial arrangements and disclosure provisions for dealer financed motor vehicle purchases. This act provides that if a dealer was unable to arrange the financing terms made in the disclosure for the purchase of a motor vehicle and has notified the purchaser, the purchaser has 14 days from the date of sale to rescind the sale. If the purchaser fails to rescind the sale, the dealer is not subject to financing the vehicle purchase pursuant to the terms made in the disclosure and the purchaser is solely responsible for all financing arrangements. This act requires the dealer to notify purchasers of these requirements in the disclosures. This act changes the mileage rate a purchaser must pay for use of the vehicle if the contract is rescinded. This act makes technical changes.

Amends 41-3-401

Effective May 5, 2003

Chapter 71, Laws of Utah 2003

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**SB 146**    **Waste Fee Amendments** (*Bill Wright*) This act modifies the Environmental Quality Code by requiring that commercial waste facilities that receive only construction and demolition waste shall pay a fee of 50 cents per ton. This act also amends related language to specify that a facility that contracts with local governments to receive household waste is considered to be a commercial waste facility. This act provides that an application for a commercial nonhazardous waste facility operation plan does not need to obtain legislative or gubernatorial approval if the application was submitted on or after January 1, 2002, and prior to January 1, 2003. This act has an effective date of July 1, 2003.

Amends 19-6-108, 19-6-119

Effective July 1, 2003

Chapter 311, Laws of Utah 2003

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**SB 147 Streamlined Sales Tax Project Amendments** (*Lyle W. Hillyard*) This act modifies the Municipal Energy Sales and Use Tax Act and the Sales and Use Tax Act. The act provides and amends definitions. This act authorizes the State Tax Commission to enter into an agreement with one or more states relating to sales and use taxes. The act provides the purposes of the agreement and prescribes the scope of the agreement. The act grants the State Tax Commission rulemaking authority. The act provides that the agreement may require each state that is a member of the agreement to abide by certain requirements and establishes those requirements. The act modifies state and local sales and use tax rates for taxes collected by certain sellers. The act provides and modifies effective dates for state and local sales and use taxes. The act modifies requirements for enacting, repealing, or changing the tax rate of a local sales and use tax. The act repeals obsolete language. The act provides that revenues in the Remote Sales Restricted Account shall be deposited into the General Fund on a certain date. The act provides, modifies, and repeals sales and use tax exemptions. The act provides income tax credits for certain hand tools used in a farming operation. The act modifies requirements to report certain sales and use tax information to the State Tax Commission. The act modifies requirements pertaining to exemption certificates. The act amends provisions relating to the voluntary collection of sales and use taxes by a seller. The act addresses for certain sellers registered under the agreement the due dates for paying certain sales and use tax obligations and the requirements for calculating certain sales and use tax obligations. The act permits a seller or a seller's certified service provider to deduct or file a refund claim for bad debt under certain circumstances. The act addresses the recovery of bad debt. The act authorizes the commission to issue a direct payment permit to certain sellers and provides procedures and requirements for the State Tax Commission to issue or revoke a direct payment permit and for sellers to use direct payment permits. The act addresses the sales and use tax treatment of certain goods or services that will be concurrently available for use in more than one location. The act addresses the collection, remittance, and payment of sales and use taxes on direct mail. The act modifies provisions relating to filing sales and use tax returns and retaining a portion of sales and use taxes collected. The act provides procedures and requirements for a seller to obtain a refund or credit for taxes erroneously charged to a purchaser. The act requires the State Tax Commission to grant a seller amnesty under certain circumstances and provides procedures and requirements for granting amnesty. The act modifies the procedures and requirements for determining the location of transactions for certain sales and use taxes imposed by a county, city, or town. The act provides that a county, city, or town may impose a sales or use tax on transactions located within the county, city, or town. The act limits a seller's sales and use tax liability if the seller relies on a database created by the State Tax Commission. The act addresses the collection and distribution of local sales and use taxes. The act makes technical changes. The act requires the Revenue and Taxation Interim Committee to conduct a study and prescribes the scope of that study. The act provides an effective date.

Amends 10-1-304, 10-1-307, 17A-2-1064, 59-1-403, 59-12-102, 59-12-103, 59-12-103.1, 59-12-103.2, 59-12-104, 59-12-104.1, 59-12-104.2, 59-12-105, 59-12-106, 59-12-107, 59-12-108, 59-12-110, 59-12-113, 59-12-115, 59-12-117, 59-12-204, 59-12-205, 59-12-208.1, 59-12-210, 59-12-301, 59-12-302, 59-12-354, 59-12-355, 59-12-401, 59-12-402, 59-12-403, 59-12-501, 59-12-502, 59-12-504, 59-12-603, 59-12-703, 59-12-802, 59-12-804, 59-12-806, 59-12-901, 59-12-902, 59-12-1001, 59-12-1102, 59-12-1302, 59-12-1402; Enacts 59-7-614.1, 59-10-134.1, 59-12-102.1, 59-12-107.1, 59-12-107.2, 59-12-107.3, 59-12-110.1, 59-12-121, 59-12-207.1, 59-12-207.2, 59-12-207.3, 59-12-207.4, 59-12-207.5, 59-12-356, 59-12-404, 59-12-505, 59-12-604, 59-12-706, 59-12-807, 59-12-1003, 59-12-1103, 59-12-1303, 59-12-1404; Repeals 59-12-207

Effective July 1, 2004

Chapter 312, Laws of Utah 2003

- SB 148** **Property Tax - Farmland Assessment Act** (*Thomas V. Hatch*) This act modifies the Farmland Assessment Act to define terms and to modify the qualifications for agricultural use assessment. The act modifies information to be contained on certain property tax notices. The act changes the time period for an owner of land to notify the county assessor if land does not meet certain qualifications for agricultural use assessment. The act modifies provisions relating to the imposition and collection of the rollback tax, the conservation easement rollback tax, and one-time in lieu fee payments. The act modifies provisions relating to the imposition of interest for purposes of the rollback tax and the conservation easement rollback tax. The act addresses the application requirements for agricultural use assessment. The act addresses the creation and termination of a lien on certain property. The act addresses when title may pass to a governmental entity acquiring land subject to agricultural use assessment. The act makes technical changes. The act takes effect on January 1, 2004.

Amends 59-2-502, 59-2-503, 59-2-504, 59-2-505, 59-2-506, 59-2-506.5, 59-2-508, 59-2-511

Effective January 1, 2004

Chapter 208, Laws of Utah 2003

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- SB 149** **Bonding Law Amendments - State Financing Consolidation Act** (*Leonard M. Blackham*) This act modifies the State Financing Consolidation Act provisions by defining additional terms, clarifying the scope of the act, modifying certain responsibilities and processes established by the act, and making technical corrections.

Amends 63-65-2, 63-65-3, 63-65-4, 63-65-5, 63-65-6, 63-65-7, 63-65-8, 63-65-9; Enacts 63-65-8.1, 63-65-8.2

Effective May 5, 2003

Chapter 313, Laws of Utah 2003

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- SB 151** **Amendments Related to Information Technology** (*David H. Steele*) This act modifies the Information Technology Title and the Utah Administrative Services Code to reorganize the information technology structure of the state including addressing the powers and duties of the chief information officer of the Division of Information Technology. The act addresses coordination of information technology between branches. The act reorganizes the Information Technology Commission to the Utah Technology Commission and creates the Utah Technology Industry Council and outlines the responsibilities of each entity. The act makes technical changes.

Amends 26-9f-104, 46-3-601, 46-3-602, 46-4-501, 54-8b-2.5, 63-38-2, 63A-6-103, 63A-6-104, 63A-6-105, 63A-6-106, 63A-9-801; Enacts 63A-6-101.5, 63D-1a-101, 63D-1a-102, 63D-1a-201, 63D-1a-202, 63D-1a-203, 63D-1a-204, 63D-1a-301, 63D-1a-302, 63D-1a-303, 63D-1a-304, 63D-1a-305, 63D-1a-306, 63D-1a-307, 63D-1a-308, 63D-1a-309, 63D-1a-401, 63D-1a-402, 63D-1a-403, 67-1-14; Renumbers and Amends 63D-1-105 to 46-4-503; Repeals 63D-1-101, 63D-1-102, 63D-1-103, 63D-1-104, 63D-1-201, 63D-1-202, 63D-1-203, 63D-1-204, 63D-1-205, 63D-1-206, 63D-1-301, 63D-1-301.5, 63D-1-302, 63D-1-303, 63D-1-304

Effective May 5, 2003

Chapter 209, Laws of Utah 2003

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**SB 153** **Alcoholic Beverage Amendments** (*John L. Valentine*) This act modifies the Alcoholic Beverage Title including technical changes. The act modifies definitions. The act modifies provisions related to the administration of the title by the Alcoholic Beverage Control Commission and the Department of Alcoholic Beverage Control. The act modifies provisions related to state stores. The act modifies provisions related to package agencies. The act modifies provisions related to restaurant liquor licenses and airport lounge liquor licenses. The act enacts provisions providing for limited restaurant licenses. The act enacts provisions providing for on-premise banquet licenses. The act modifies provisions related to private club licenses including the creation of classes of private club licenses. The act modifies provisions related to special use permits. The act amends provisions related to single event permits. The act modifies provisions related to manufacturing licenses, local industry representative licenses, and warehousing licenses. The act modifies provisions related to beer retail and wholesale licenses and enacts provisions providing for temporary special event beer permits. The act modifies provisions related to criminal offenses including restrictions on sales, purchase, possession, and consumption of alcoholic beverages or products; restrictions on operations; restrictions on advertising; restrictions on transportation and distribution of alcoholic beverages or products; and restrictions on trade practices. This act repeals provisions in the Sunset Act related to wine mark-ups. The act enacts the Nuisance Licensees Act. This act appropriates for fiscal year 2002-03 only, \$325,900 from the Liquor Control Fund to the Department of Alcoholic Beverage Control and \$62,000 from the General Fund to the Driver License Division of the Department of Public Safety. Subject to future budget constraints, as an ongoing appropriation, this act appropriates for fiscal year 2003-04, \$1,596,900 from the Liquor Control Fund to the Department of Alcoholic Beverage Control and \$311,000 from the General Fund to the Liquor Law Enforcement Unit of the Department of Public Safety. This act contains a coordination clause that includes, subject to future budget constraints, an ongoing appropriation of \$1,000,000 for fiscal year 2003-04 from the Liquor Control Fund.

Amends 32A-1-102, 32A-1-104, 32A-1-105, 32A-1-107, 32A-1-109, 32A-1-111, 32A-1-113, 32A-1-116, 32A-1-119, 32A-1-122, 32A-1-123, 32A-1-401, 32A-2-101, 32A-2-103, 32A-3-101, 32A-3-102, 32A-3-103, 32A-3-106, 32A-3-108, 32A-4-101, 32A-4-102, 32A-4-103, 32A-4-105, 32A-4-106, 32A-4-201, 32A-4-202, 32A-4-203, 32A-4-206, 32A-5-101, 32A-5-102, 32A-5-103, 32A-5-104, 32A-5-107, 32A-6-102, 32A-6-103, 32A-6-105, 32A-6-201, 32A-6-202, 32A-6-301, 32A-6-401, 32A-6-501, 32A-7-101, 32A-7-102, 32A-7-103, 32A-7-104, 32A-7-106, 32A-8-101, 32A-8-102, 32A-8-103, 32A-8-106, 32A-8-501, 32A-8-502, 32A-8-503, 32A-8-505, 32A-9-102, 32A-9-103, 32A-9-106, 32A-10-101, 32A-10-102, 32A-10-201, 32A-10-202, 32A-10-203, 32A-10-205, 32A-10-206, 32A-11-101, 32A-11-102, 32A-11-103, 32A-11-106, 32A-11a-106, 32A-12-103, 32A-12-105, 32A-12-201, 32A-12-203, 32A-12-204, 32A-12-207, 32A-12-209, 32A-12-210, 32A-12-212, 32A-12-213, 32A-12-215, 32A-12-216, 32A-12-218, 32A-12-301, 32A-12-305, 32A-12-306, 32A-12-307, 32A-12-308, 32A-12-401, 32A-12-501, 32A-12-504, 32A-12-505, 32A-12-601, 32A-12-602, 32A-12-603, 32A-12-604, 32A-12-605, 32A-12-606; Enacts 32A-4-301, 32A-4-302, 32A-4-303, 32A-4-304, 32A-4-305, 32A-4-306, 32A-4-307, 32A-4-401, 32A-4-402, 32A-4-403, 32A-4-404, 32A-4-405, 32A-4-406, 32A-4-407, 32A-6-502, 32A-6-503, 32A-6-603, 32A-10-301, 32A-10-302, 32A-10-303, 32A-10-304, 32A-10-305, 32A-10-306, 32A-12-222, 32A-15a-101, 32A-15a-102, 32A-15a-103, 32A-15a-201, 32A-15a-202, 32A-15a-203, 63-55b-132; Repeals 32A-1-501, 32A-1-502, 32A-1-503, 32A-1-504, 32A-4-107, 32A-4-207, 32A-5-105, 32A-5-108, 32A-12-309, 32A-12-503, 63-55-232

Effective May 5, 2003

Chapter 314, Laws of Utah 2003

**SB 154 Public Education Amendments** (*Thomas V. Hatch*) This act modifies the State System of Public Education Code and the Election Code relating to the governance and funding of the public education system, the core academic skills, assessment and accountability, and school choice. This act modifies the membership of and the qualifications used by the nominating committee to select candidates for membership on the State Board of Education. This act expands local school board membership for certain local school boards. This act expands the state superintendent of public instruction's annual report. This act requires the core curriculum to increase in depth and complexity from year to year and focus on consistent and continual progress in the core academic areas of English and mathematics. This act modifies the membership of the education evaluation program district joint committees. This act provides an emphasis on competency-based education and progress-based assessments as a characteristic of the public education system. This act allows local boards of education to hire a superintendent and other administrators with outstanding professional qualifications who do not hold an administrative/supervisory license. This act prohibits a local school board from entering into a collective bargaining agreement that prohibits or limits individual contracts of employment. This act allows teacher licenses to be awarded based on the demonstrated competence of the teacher. This act makes teachers with district-specific licenses at-will employees who are ineligible for career employee status. This act increases curriculum and graduation requirements for grades 9 through 12 in language arts, mathematics, and science. This act requires the State Board of Education to study, make recommendations, and report to the Education Interim Committee on an enumerated list of strategies to improve public education. This act appropriates \$150,000 for fiscal year 2002-03 only to the Office of Legislative Research and General Counsel to allow the Education Interim Committee to issue a specified request for proposals. This act requires the Public Education Appropriations Subcommittee to study and report on specified funding issues. This act requires the State Board of Regents to study and report on specified issues. This act authorizes additional legislative committee meetings during the 2003 interim and appropriates \$24,500 from the General Fund, for fiscal year 2002-03 only, to cover the additional meeting expenses. This act appropriates \$4,000,000 from the Uniform School Fund, for the fiscal year beginning on July 1, 2003, to the State Board of Education to begin implementing competency-based education processes. This act authorizes a State Education Summit Meeting, requires certain reports for the summit, enumerates its participants, and specifies its purpose. This act makes technical corrections.

Amends 20A-14-104, 20A-14-105, 20A-14-202, 53A-1-301, 53A-1-402.6, 53A-1a-104, 53A-3-301, 53A-3-402, 53A-3-403, 53A-3-404, 53A-3-411, 53A-6-103, 53A-6-104, 53A-6-502, 53A-8-106, 53A-10-103; Enacts 53A-1-409, 53A-6-104.5, 53A-6-110, 53A-13-108

Effective May 5, 2003

Chapter 315, Laws of Utah 2003

**SB 155 Professional Employer Organizations** (*Ed P. Mayne*) This act modifies occupations and professions by providing for registration rather than licensing of Professional Employer Organizations. The act modifies definitions related to Professional Employer Organizations and eliminates the Professional Employer Organization Board. The act provides qualifications for registration and establishes requirements for filing specific information with an application for registration. The act provides for conversion of licensing to registration and establishes and recognizes specific financial requirements, contractual relations, and rights, duties, and obligations. The act modifies provisions related to unlawful conduct regarding Professional Employer Organizations.

Amends 35A-4-202, 58-59-101, 58-59-102, 58-59-301, 58-59-302, 58-59-303, 58-59-308, 58-59-501, 58-59-503; Enacts 58-59-303.5; Repeals 58-59-201, 58-59-307, 58-59-309, 58-59-310, 58-59-401, 58-59-402, 58-59-502; Repeals and Reenacts 58-59-305, 58-59-306

Effective May 5, 2003

Chapter 260, Laws of Utah 2003

- SB 157** **Regulation of Credit Union Service Organizations and Other Credit Union Related Entities** (*Lyle W. Hillyard*) This act modifies the Financial Institution Title to address the regulation of credit union service organizations by the Department of Financial Institutions. The act addresses the jurisdiction of the department as it applies to credit union service organizations. This act defines terms and addresses use of the terms. The act addresses participation arrangements originated by a credit union service organization. The act addresses the authority of the department to regulate the formation and activities of a credit union service organization and to conduct examinations of credit union service organizations. The act grants rulemaking authority to the department. The act restricts use of entities other than credit union service organizations or loan production offices to provide services to members of credit unions. The act provides for limited grandfathering. The act makes technical changes. The act contains a coordination clause.

Amends 7-1-501, 7-9-3, 7-9-5; Enacts 7-9-55

Effective May 5, 2003

Chapter 177, Laws of Utah 2003

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- SB 158** **Division of Child and Family Services Management Information System Amendments** (*D. Chris Buttars*) This act amends the Utah Human Services Code and the Judicial Code. The act provides that when the Division of Child and Family Services makes a supported finding of certain types of severe child abuse or neglect that finding is referred to the juvenile court or notice is personally served upon the alleged perpetrator. The act provides that in certain circumstances the alleged perpetrator has the right to consent to the entry of the alleged perpetrator's name on the Licensing Information System, petition the juvenile court, or file a written request asking the division to review the findings. The act provides that the division remove information from the Licensing Information System after a juvenile court makes a finding. However, if a finding of unsubstantiated or without merit is appealed the supported finding shall not be amended until the appeal is concluded. The act provides that an adjudicative proceeding on a supported finding of one of the nonsevere types of abuse or neglect may be joined in the juvenile court with an adjudicative proceeding on a supported finding of a severe type of abuse or neglect. The act provides that if an alleged perpetrator requests removal of their name from the Licensing Information System prior to May 6, 2002 the division shall determine whether to file a petition. The act places a time limit on the division for filing a petition. The act provides that the perpetrator's name shall stay on the Licensing Information System pending the outcome of the petition. The act makes technical changes.

Amends 62A-4a-116.1, 62A-4a-116.2, 62A-4a-116.5, 62A-4a-116.6, 78-3a-320

Effective May 5, 2003

Chapter 210, Laws of Utah 2003

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- SB 163** **Driver License Suspension Requirements** (*Ron Allen*) This act modifies the Public Safety Code by amending the mandatory revocation or mandatory denial, suspension, or disqualification provisions to require a license to be revoked, denied, suspended, or disqualified only if a person is convicted of a felony under the motor vehicle laws rather than if the offense is punishable as a felony under the motor vehicle laws. This act also modifies the mandatory denial, suspension, or disqualification provisions to require suspension for any other felony conviction only if the motor vehicle is used to facilitate the offense. This act makes technical changes.

Amends 53-3-220

Effective May 5, 2003

Chapter 72, Laws of Utah 2003

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**SB 164 County Amendments** (*David L. Gladwell*) This act modifies provisions relating to Counties. The act modifies requirements relating to the recording of a map showing a division of agricultural land and authorizes the county legislative body to establish an alternate procedure for recording a document relating to a division of agricultural land. The act modifies county powers relating to the acquisition of real and personal property. The act modifies the powers of a county surveyor. The act modifies the procedure for determining whether an annexation petition meets specified requirements. The act repeals provisions relating to a requirement that older plats comply with minimum standards and the costs of compliance. The act prohibits the recording of a certified copy of a document in the office of the county recorder who issues the certified copy. The act authorizes county recorders and surveyors to establish procedures and guidelines for accepting documents electronically. The act modifies notarial seal requirements. The act modifies requirements relating to the recording of a resolution creating a municipal improvement district. The act prohibits the certification of a plat containing the same subdivision name as one in a plat already recorded and authorizes the county recorder to change a plat to avoid duplication or confusion on subdivision names. The act modifies provisions relating to fidelity bonds and authorizes the acquisition of theft or crime insurance for county officials. The act authorizes the county recorder to determine and collect fees not otherwise provided for and limits the county recorder's responsibility to collect fees unrelated to the recorder's office. The act also makes technical changes.

Amends 10-2-405, 10-2-406, 10-2-407, 10-2-414, 10-9-804, 10-9-808, 17-21-1, 17-21-18.5, 17-23-12, 17-23-18, 17-27-804, 17-27-806, 17-27-808, 17-50-302, 17A-3-307, 46-1-16, 57-3-104; Repeals 59-2-317, 59-2-318, 59-2-319; Repeals and Reenacts 17-16-11

Effective May 5, 2003

Chapter 211, Laws of Utah 2003

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**SB 172 Hazardous Waste Regulation and Tax Policy Task Force and Moratorium on Acceptance of Class B and C Radioactive Waste** (*Curtis S. Bramble*) This act creates a task force to study radioactive waste, hazardous waste, and commercial solid waste issues in the state, including state policy and an evaluation of fees and taxes imposed on these wastes. The task force is composed of 16 members of the Legislature. The task force expires on November 30, 2004. This act also places a moratorium on any acceptance of class B or C radioactive waste through February 15, 2005.

Amends 19-3-104, 19-3-105; Enacts 19-3-103.7

Effective May 5, 2003

Chapter 73, Laws of Utah 2003

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**SB 173 Department of Agriculture Amendments** (*Leonard M. Blackham*) This act modifies the agricultural code by allowing the appropriation of funds from the Agriculture Resource Development Fund. The act appropriates for fiscal year 2003-04 only, \$500,000 from the Agriculture Resource Development Fund to the Utah Rural Rehabilitation Fund.

Amends 4-18-6

Effective May 5, 2003

Chapter 316, Laws of Utah 2003

**SB 175 Revenue Procedures and Control Act Amendments** (*Curtis S. Bramble*) This act modifies the Utah Code sections governing accounting for revenues. This act authorizes state agencies to collect fees or other revenues via credit cards or other electronic means. This act authorizes state agencies to increase their fees to reimburse the agency for the cost charged by third parties to process those electronic payments and establishes requirements for accounting for those fees. This act requires the Office of the Legislative Fiscal Analyst to study the process established in this act and make recommendations to the Legislature. This act takes effect on July 1, 2003. Section 63-38a-105 is repealed July 1, 2007.

Amends 41-1a-1201, 41-22-19, 63-55b-163, 73-18-22; Enacts 41-1a-1221, 41-22-36, 63-38a-105, 73-18-25

Effective July 1, 2003 Chapter 212, Laws of Utah 2003

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**SB 176 Education Support License Plate** (*James M. Evans*) This act modifies the Motor Vehicle Code by adding a Public Education Support special group license plate to provide financial support to Utah public education. This act requires applicants to make a \$25 annual donation to the Utah Association of Public School Foundations. This act takes effect on October 1, 2003.

Amends 41-1a-418, 41-1a-422

Effective October 1, 2003 Chapter 74, Laws of Utah 2003

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**SB 177 Regulation of Debt Cancellation Agreements and Debt Suspension Agreements** (*John L. Valentine*) This act modifies the Financial Institutions Act and the Insurance Code to provide guidelines for the issuance and regulation of debt cancellation agreements and debt suspension agreements.

Enacts 7-1-324, 31A-21-109

Effective May 5, 2003 Chapter 75, Laws of Utah 2003

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**SB 180 Emergency Medical Services** (*Curtis S. Bramble*) This act modifies the Health Code. The act modifies the Utah Emergency Medical Services System Act. The act permits ambulance and paramedic license applicants who have met the Department of Health's minimum requirements and standards to enter into a competitive bid process to provide services to local governments for 911 ambulance and paramedic calls. The act permits local governments in counties of the first and second class to select a license applicant through an open procurement process. The act requires a local government that elects to use the bid process to consider certain factors when selecting a provider. The act requires the department to issue a license to the applicant selected by a local government except in certain limited circumstances. The act makes other technical and conforming amendments. This act takes effect January 1, 2004. This act has a coordinating clause.

Amends 26-8a-404, 26-8a-405, 26-8a-406, 26-8a-411, 26-8a-413; Enacts 26-8a-405.1, 26-8a-405.2

Effective January 1, 2004 Chapter 213, Laws of Utah 2003

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**SB 184 Municipal Improvement District Amendments** (*Carlene M. Walker*) This act modifies the Utah Municipal Improvement District Act to expand the improvements that a municipal improvement district is authorized to provide to include certain telecommunications facilities and equipment. The act requires property owner consent for property to be included in the district and to be made subject to assessment.

Amends 17A-3-304

Effective May 5, 2003 Chapter 261, Laws of Utah 2003

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- SB 186** **Uninsured and Underinsured Motorist Coverage** (*Dan R. Eastman*) This act modifies the Motor Vehicles Code by amending uninsured and underinsured motorists provisions. This act provides that a person who exercises unauthorized control over a vehicle, a passenger who has knowledge that the driver is exercising unauthorized control, or a person who is committing a felony may not collect uninsured or underinsured motorist coverage. This act provides that a dependent minor of parents who reside in separate households may recover uninsured or underinsured benefits from each parent's policy and each parent's policy is liable only for the percentage of damage that the limit bears to the total of all uninsured coverage applicable to the accident. This act provides that an underinsured motor vehicle does not include a named insured's own vehicle. This act makes technical changes.

Amends 31A-22-302, 31A-22-305

Effective May 5, 2003

Chapter 76, Laws of Utah 2003

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- SB 187** **Eminent Domain Amendments** (*Parley G. Hellewell*) This act clarifies a property owner's right to mediate or arbitrate disputes arising from eminent domain actions.

Amends 63-34-13, 78-34-21

Effective May 5, 2003

Chapter 214, Laws of Utah 2003

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- SB 188** **Fuel Tax Credit** (*Scott K. Jenkins*) This act modifies the Revenue and Taxation Code by providing a motor fuel or special fuel retailer, wholesaler, or licensed distributor a tax refund for the portion of an account involving the sale of 4,500 or more gallons of motor fuel that has been discharged in a bankruptcy proceeding. This act provides that the claimant has the burden of proof of establishing a refund claim and provides the evidence that is necessary to receive a refund. This act gives the State Tax Commission rulemaking authority to make rules for allocation of the discharge to maximize the claimant's refund amount. This act takes effect July 1, 2003.

Amends 59-13-202.5, 59-13-322

Effective July 1, 2003

Chapter 178, Laws of Utah 2003

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- SB 191** **County Oversight of Local Authorities for Human Services** (*Carlene M. Walker*) This act modifies provisions related to Special Districts. The act clarifies that counties may jointly provide mental health services and substance abuse services through an interlocal agreement. The act provides for the designation of officers for combined local mental health or substance abuse authorities and for the adoption of policies for the combined authorities. The act expands the records that a contract provider is required to make available for inspection and expands those who may inspect those records. The act expands mental health and substance abuse services to include those for incarcerated persons. The act modifies the oversight responsibility of a local mental health or substance abuse authority over contract providers and their employees. The act provides a coordination clause.

Amends 17A-3-602, 17A-3-603.5, 17A-3-701, 17A-3-703

Effective May 5, 2003

Chapter 262, Laws of Utah 2003

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- SB 193** **Certification of Candidate Deadline Amendments** (*Curtis S. Bramble*) This act modifies the Election Code by changing the date that candidates must be certified for the ballot.

Amends 20A-5-409, 20A-9-701

Effective May 5, 2003

Chapter 77, Laws of Utah 2003

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- SB 194**    **Commerce and Trade - Telephone and Facsimile Solicitation Act** (*David L. Thomas*) This act modifies the Telephone and Facsimile Solicitation Act to provide definitions and modify some of the guidelines and enforcement mechanisms for telephone and facsimile solicitations. The act enacts provisions providing guidelines for the maintenance of a no-call database by the Division of Consumer Protection.

Amends 13-25a-102, 13-25a-103, 13-25a-104, 13-25a-106, 13-25a-107; Enacts 13-25a-108, 13-25a-109, 13-25a-110, 13-25a-111

Effective May 5, 2003

Chapter 263, Laws of Utah 2003

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- SB 195**    **Obstruction of Justice and Tampering with Evidence** (*David L. Thomas*) This act modifies the Criminal Code regarding the administration of government by amending specified penalties for certain offenses involving the obstruction of justice. This act also creates the offense of tampering with a witness and defines the elements and penalties of this offense.

Amends 76-8-306; Enacts 76-8-510.5

Effective May 5, 2003

Chapter 179, Laws of Utah 2003

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- SB 196**    **Election Law - Disclosure Requirements** (*Beverly Ann Evans*) This act modifies statutes governing election law disclosure requirements. The law clarifies when a report is considered filed and when a school board candidate may be disqualified. This act makes technical changes.

Amends 10-3-208, 17-16-6.5, 20A-11-1305

Effective May 5, 2003

Chapter 215, Laws of Utah 2003

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- SB 198**    **Division of Real Estate - Definitions Amendments** (*John L. Valentine*) This act modifies the Securities Division - Real Estate Division section of the Utah Code. The act establishes that a real estate sales agent may be engaged either as an independent contractor or as an employee of a licensed principal real estate broker. The act establishes that the relationship between a sales agent and broker is an independent contractor relationship unless there is clear and convincing evidence that the relationship was intended by the parties to be an employer employee relationship. The act makes technical changes to the renewal of a principal broker's, associate broker's, or sales agent's license. The act makes technical changes to the process of activating an inactive license.

Amends 61-2-2, 61-2-9; Enacts 61-2-25

Effective May 5, 2003

Chapter 264, Laws of Utah 2003

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- SB 200**    **State Auditor - Expansion of Duties** (*Michael G. Waddoups*) This act modifies the functions and duties of the State Auditor. This act provides that the State Auditor may conduct performance and special purpose audits of any entity that receives public funds, clarifies the state auditor's authority to access records, and eliminates certain obsolete requirements. This act makes technical and conforming changes.

Amends 62A-15-109, 62A-15-712, 63A-3-103, 67-3-1, 67-3-5

Effective May 5, 2003

Chapter 78, Laws of Utah 2003

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- SB 202** **Peace Officer Amendment** (*Michael G. Waddoups*) This act modifies the Government Records Access and Management Act regarding private information by providing that peace officers in specified classifications are "at-risk government employees" regarding specified personal information. This act takes effect July 1, 2003.

Amends 63-2-302.5

Effective July 1, 2003

Chapter 216, Laws of Utah 2003

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- SB 203** **Condominium Law Amendments** (*Michael G. Waddoups*) This act modifies the Real Estate Code. The act adds definitions. The act entitles the association of unit owners to recover all expenses incurred by the association in collecting unpaid assessments, attorneys' fees, and other fees associated with collection. The act provides that upon failure to pay an assessment, the association may terminate an owner's utility services and access and use of recreational facilities until payment is received unless an owner has requested an informal hearing to dispute the assessment. The act provides the association the opportunity to collect all future lease payments from a tenant who fails to pay any assessment for a period of more than 30 days. The act adds provisions for setting up an account for assessment funds paid to the association. The act indicates that funds received are to be disbursed to the association until the assessment is paid in full, after which any remaining funds will be paid to the unit owner. The act provides an arbitration provision. The act makes technical changes.

Amends 57-8-3, 57-8-7, 57-8-10, 57-8-13, 57-8-13.2, 57-8-13.6, 57-8-13.10, 57-8-14, 57-8-20, 57-8-21, 57-8-27, 57-8-35, 57-8-36; Enacts 57-8-38

Effective May 5, 2003

Chapter 265, Laws of Utah 2003

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- SB 204** **Government Employees - Pay for United States Armed Forces or National Guard Service Time** (*Curtis S. Bramble*) This act allows county and municipal employees to be compensated up to full pay for up to 15 days of military deployment per year.

Amends 39-3-2

Effective May 5, 2003

Chapter 217, Laws of Utah 2003

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- SB 206** **Vehicle Sale and Security Interest Amendments** (*David H. Steele*) This act modifies the Motor Vehicles Code by defining terminal rental adjustment clause and providing that a motor vehicle or trailer lease agreement that is subject to a terminal rental adjustment clause does not create a sale or security interest.

Enacts 41-1a-609

Effective May 5, 2003

Chapter 266, Laws of Utah 2003

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- SB 207** **Identity Fraud Amendments** (*Peter C. Knudson*) This act modifies the Criminal Code regarding identity fraud offenses by providing that in addition to law enforcement agencies, the Office of the Attorney General has responsibility for investigating these offenses. This act also removes this responsibility from the Division of Consumer Protection.

Amends 76-6-1102, 76-6-1103, 76-10-1602

Effective May 5, 2003

Chapter 79, Laws of Utah 2003

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**SB 208**    **Warrant for Removal of Minor from Home** (*Bill Wright*) This act modifies the Human Services Code and the Judicial Code. The act provides that a minor may not be removed from the minor's home or school or be taken into protective custody with or without a warrant unless the minor's parent or guardian consents, or there is probable cause to believe any one or more of enumerated circumstances exist. The act amends and clarifies the grounds for a court ordering that a minor be removed from the minor's home or otherwise taken into protective custody, after the filing of a petition alleging abuse, neglect, or dependency. The act makes technical changes. The act amends provisions relating to the authority to issue search warrants and subpoenas.

Amends 62A-4a-202.1, 78-3a-106, 78-3a-306

Effective May 5, 2003

Chapter 267, Laws of Utah 2003

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**SB 209**    **Registration for ATV's and Nonautomobiles** (*Curtis S. Bramble*) This act modifies the Motor Vehicles Code and the Water and Irrigation Code by amending off-highway vehicle and motorboat and sailboat registration requirements. This act provides that off-highway vehicle and boat registrations, registration cards, registration stickers, and registration decals are effective for 12 months. This act provides the process for obtaining an off-highway vehicle or boat renewal registration. This act eliminates the provisions that the Board of Parks and Recreation establish the day and month that a registration expires for boats and off-highway vehicles. This act makes technical changes. This act takes effect January 1, 2004.

Amends 41-22-5, 73-18-7; Enacts 41-22-3.5

Effective January 1, 2004

Chapter 317, Laws of Utah 2003

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**SB 213**    **Amendments to Sales and Use Tax** (*Ed P. Mayne*) This act modifies the Sales and Use Tax Act to modify the transactions that are subject to sales and use tax. The act provides definitions. The act makes technical changes. This act takes effect on July 1, 2003.

Amends 59-12-102, 59-12-103

Effective July 1, 2003

Chapter 318, Laws of Utah 2003

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**SB 214**    **Uninsured and Underinsured Motorist Amendments** (*Michael G. Waddoups*) This act modifies the Insurance Code by amending uninsured and underinsured motorists provisions. This act allows self-insurers to provide uninsured and underinsured motorist coverage in amounts that are less than their maximum self-insured retention by issuing a statement that declares the coverage level and the process for filing a claim. This act makes technical changes.

Amends 31A-22-302, 31A-22-305

Effective May 5, 2003

Chapter 218, Laws of Utah 2003

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**SB 216**    **Motor Carrier Fee Amendments** (*John W. Hickman*) This act modifies the Motor Vehicles Code and the Revenue and Taxation Code by providing dedicated credits to the State Tax Commission to provide for electronic credentialing of motor carriers for compliance with vehicle registration and special fuel tax provisions. This act increases the temporary registration permit fees that are paid by motor carriers by \$5 for a single unit and by \$10 for multiple units. This act establishes the fee for a special fuel user trip permit at \$25 which was previously set at \$20 by the State Tax Commission. This act allows the fee increases to be used as dedicated credits to the State Tax Commission. This act takes effect on July 1, 2003.

Amends 41-1a-301, 59-13-301, 59-13-303; Enacts 41-1a-303

Effective July 1, 2003

Chapter 268, Laws of Utah 2003

**SB 223**    **Revisions to Parent Time** (*Lyle W. Hillyard*) This act modifies provisions concerning parent-time. It provides for the award of joint legal and physical custody according to the best interests of the child and defines joint physical custody.

Amends 30-3-10, 30-3-10.1, 30-3-10.2, 30-3-32, 30-3-35, 30-3-38

Effective May 5, 2003

Chapter 269, Laws of Utah 2003

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**SB 225**    **Limitation of Judgments Against Government Entities** (*Leonard M. Blackham*) This act modifies the Judicial Code by establishing limits on judgments that may be awarded against government entities. This act establishes a mechanism for adjusting the amount of those limitations for inflation. This act provides a sunset date.

Amends 63-55b-178; Enacts 78-60-101, 78-60-102, 78-60-103

Effective May 5, 2003

Chapter 180, Laws of Utah 2003

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**SB 226**    **State Tax Commission Amendments** (*Howard A. Stephenson*) This act modifies the Revenue and Taxation Code to enact provisions modifying the procedures for voting on adjudicative matters by the State Tax Commission. The act applies to State Tax Commission decisions issued after May 5, 2003.

Amends 59-1-205

Effective May 5, 2003

Chapter 80, Laws of Utah 2003

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**SB 233**    **Budgetary Procedures Amendments** (*Leonard M. Blackham*) This act modifies the Budgetary Procedures Act by authorizing the Budget Reserve Account to be expended to fund certain state settlement agreements.

Amends 63-38-2.5

Effective May 5, 2003

Chapter 319, Laws of Utah 2003

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**SB 240**    **Term Limit Repeal** (*Curtis S. Bramble*) This act repeals Utah's term limits statutes.

Repeals 20A-10-101, 20A-10-102, 20A-10-201, 20A-10-301

Effective May 5, 2003

Chapter 181, Laws of Utah 2003

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**SB 252**    **Nurse Practice Act Exemption Amendment** (*Paula F. Julander*) This act modifies the Nurse Practices Act. The act modifies the exemptions from licensure to permit a person who is self directing his own personal care in his private residence to employ a person to assist him in his care.

Amends 58-31b-308

Effective May 5, 2003

Chapter 219, Laws of Utah 2003

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**SB 253** **Privilege Tax - Public Land** (*Thomas V. Hatch*) This act modifies the Privilege Tax code to provide that the possession or other beneficial use of public land occupied under the terms of certain agricultural leases or permits is not subject to the privilege tax. This act makes technical changes. This act takes effect on January 1, 2004.

Amends 59-4-101

Effective January 1, 2004

Chapter 182, Laws of Utah 2003

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**SCR 2** **Resolution Regarding Clinical Trials for Women's Health Care** (*Paula F. Julander*) This concurrent resolution of the Legislature and the Governor urges the Food and Drug Administration to strictly enforce requirements that clinical study sponsors perform subgroup analysis of their studies to ensure that the health concerns of women are appropriately addressed in clinical trial results.

Effective March 15, 2003

Laws of Utah 2003

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**SCR 3** **Resolution Designating Legislators Back to School Week** (*Howard A. Stephenson*) This concurrent resolution of the Legislature and the Governor expresses support for civic education and designates September 22-26, 2003 as Legislators Back to School Week.

Effective March 15, 2003

Laws of Utah 2003

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**SJR 1** **Joint Resolution - Rules Revisions Renaming an Appropriations Subcommittee** (*Beverly Ann Evans*) A joint resolution of the Legislature revising joint rules by changing the name of a joint appropriations subcommittee. This resolution has an immediate effective date. (*Quasi-Governmental Entities Interim Committee*)

Amends JR-3.02

Effective February 5, 2003

Laws of Utah 2003

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**SJR 2** **Resolution Reappointing General Counsel** (*Michael G. Waddoups*) A joint resolution of the Legislature approving the reappointment of M. Gay Taylor as General Counsel for the Legislature. (*Legislative Management Committee*)

Effective January 29, 2003

Laws of Utah 2003

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**SJR 4** **Resolution Urging That a Public Hearing Be Held on the Structure of the Public Service Commission** (*Ed P. Mayne*) This joint resolution of the Legislature urges the Public Utilities and Technology Interim Committee to conduct a public hearing at which public comment could be received concerning whether the Public Service Commission should be restructured, including whether commissioners of the Public Service Commission should be elected.

Effective March 5, 2003

Laws of Utah 2003

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**SJR 7** **Resolution Supporting a Free Trade Agreement** (*Peter C. Knudson*) This joint resolution of the Legislature urges the Bush Administration to support a free trade agreement between the Republic of China on Taiwan and the United States.

Effective February 13, 2003

Laws of Utah 2003

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**SJR 8**     **Resolution Recognizing Liberty Day** (*Ed P. Mayne*) This joint resolution of the Legislature designates March 16, 2003 as Liberty Day in the state of Utah. The resolution urges the citizens of Utah to reflect on the freedoms granted to them in the Declaration of Independence and the United States Constitution.

Effective February 24, 2003

Laws of Utah 2003

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**SR 1**     **Senate Rules Resolution - Standing Committee Revisions** (*Beverly Ann Evans*) A resolution of the Senate revising Senate rules by changing the name of a Senate standing committee. This resolution has an immediate effective date. (*Quasi-Governmental Entities Interim Committee*)

Amends SR-24.05

Effective January 21, 2003

Laws of Utah 2003

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**SR 2**     **Senate Rules Resolution - Pledge of Allegiance** (*David L. Gladwell*) This resolution modifies Senate Rules governing the Order of Business by adding the Pledge of Allegiance to the Daily Order of Business. This resolution takes effect immediately.

Amends SR-23.03

Effective January 23, 2003

Laws of Utah 2003

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**SR 3**     **Senate Rules Resolution - Report of Committee Vote** (*Lyle W. Hillyard*) This resolution modifies Senate Rules governing committees by requiring that the chair verbally announce the result of the vote and verbally identify either those members who voted "yes" or those members who voted "no." This resolution takes effect immediately.

Amends SR-24.16

Effective January 24, 2003

Laws of Utah 2003

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**SR 4**     **Senate Rules Resolution - Quorum in Senate Committee** (*Lyle W. Hillyard*) This resolution modifies Senate Rules governing quorums by exempting certain members of majority and minority leadership from being counted in determining a quorum in certain circumstances. This act takes effect immediately.

Amends SR-24.11

Effective January 29, 2003

Laws of Utah 2003

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**SR 5**     **Senate Rules Resolution - Witness Oaths** (*Lyle W. Hillyard*) This resolution modifies Senate Rules governing committee responsibilities and public hearings by allowing the committee chair or a majority of the committee to require a witness to swear or affirm an oath to tell the truth. This resolution takes effect immediately.

Amends SR-24.12, SR-24.14

Effective February 6, 2003

Laws of Utah 2003

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**SR 6**      **Senate Rules Resolution - Senate Confirmation Process** (*Lyle W. Hillyard*) This resolution modifies Senate Rules by modifying procedures governing the Senate Judicial Confirmation Committee. This resolution requires each judicial appointee to be interviewed by the confirmation committee. This resolution establishes requirements for the distribution and review of appointees, resources, application materials, and other related documents. This resolution takes effect immediately.

Amends SR-24.04; Repeals and Reenacts SR-24.04.1

Effective February 7, 2003

Laws of Utah 2003



## VETOED BILLS - 2003 GENERAL SESSION

**HB 105** **Internet Privacy and Security Amendments** (*Wayne A. Harper*) This act modifies the Information Technology Act to enact the Governmental Internet Information Privacy Act. The act mandates that the Legislative Management Committee direct the Utah Information Technology Commission to study and make recommendations to the Legislature related to Internet privacy and security. The act takes effect July 1, 2003. This act provides a coordination clause.

Enacts 63D-1-401, 63D-1-402, 63D-1-403

*"This is to inform you that on March 24, 2003, I decided, after careful consideration and study, to veto H.B. 105, INTERNET PRIVACY AND SECURITY AMENDMENTS, and have transmitted it to the Lieutenant Governor for filing.*

*We live in an age of rapid technological change. The Internet has changed and will continue to change our society dramatically. One of the important goals of my administration is to use this powerful tool to provide government services online. E-government transactions cost less, are more convenient, take less time to process, and do not require travel to a government office. They are also available 24 hours a day, seven days a week.*

*With all of these advantages, however, there is potential for misuse. The privacy and security of Internet transactions is important to the success of e-government. The same can be said of private Internet transactions. House Bill 105 attempts to address this important topic. I share the sponsor's desire to protect the security and privacy of these transactions.*

*In its original form, the bill mandated a number of restrictions on Internet Service Providers ("ISPs") as well as on state government. In the course of debate, the Legislature ultimately opted to drop the restrictions on ISPs and engage in further study. I am vetoing this bill because the restrictions it imposes on state government also deserve further study. In their current form, I believe these restrictions are somewhat impractical and will increase the costs and burdens of e-government unnecessarily.*

*I have a high degree of confidence in the present security of our state system and the privacy of the transactions we now process. I pledge to engage in further study of this topic and to seek continuous improvements in the privacy and security of e-government."*

**HB 168** **Filling Midterm Vacancies in the Legislature** (*Ralph Becker*) This act modifies provisions of the Election Code concerning filling midterm vacancies in the Legislature.

Amends 20A-1-503, 20A-8-401

*"This is to inform you that on March 24, 2003, I decided, after careful consideration and study, to veto H.B. 168, FILLING MIDTERM VACANCIES IN THE LEGISLATURE, and have transmitted it to the Lieutenant Governor for filing.*

*House Bill 168 started out as a technical clean up. An amendment changed the bill's character to remove from the governor the right to fill midterm vacancies in the Legislature and confer that right instead on the speaker of the House and president of the Senate for vacancies in the House of Representatives and Senate, respectively.*

*The founders of our nation rightly recognized the potential for one branch to seek to increase its authority at the expense of another. Human nature being what it is, the founders provided us with checks and balances. The success of our democracy depends on continuous, unbending allegiance to separation of powers and checks and balances. Because H.B. 168 takes a step -- even a relatively small step -- in the wrong direction, I feel compelled to veto.*

*I do not want to overstate possible negative motives legislators may have had in passing this bill. I have come to recognize that my ability to appoint new legislators is largely ceremonial. The governor appoints new legislators selected by the party leaders and delegates who selected the prior holder of the seat for candidacy.*

However, the governor's appointment authority has importance in one significant way: The governor is a neutral party with respect to the internal governance of the legislative chambers. Put more directly, the gubernatorial appointment of a new legislator is unlikely to influence internal leadership politics. The net effect of this bill is, in contrast, to strengthen the political base of the sitting chairs of the House and Senate. The governor's ability to appoint new legislators to vacant seats is clearly a check on the power of the chair.

A lesson can be drawn from the appointment of judges. Our system of checks and balances provides that the executive selects a judge, subject to Senate approval; not one but both of the other branches thus provide a check on the judiciary. If sitting judges appointed new judges, they would be able to perpetuate their own, perhaps erroneous, viewpoints and build allegiances to one another that would make politics, not the law, the supreme consideration in court.

For similar reasons, sitting legislative leaders should not be able [to] perpetuate their own leadership base by appointing new legislators. I feel it is my duty to exercise my check on the legislative branch by vetoing this bill."

**SB 165 Gubernatorial Nominee Amendments (Lyle W. Hillyard)** This act modifies provisions relating to the information the Senate receives regarding gubernatorial judicial appointees.

Amends 67-1-2

"This is to inform you that on March 24, 2003, after careful study and consideration, I decided to veto S.B. 165, GUBERNATORIAL NOMINEE AMENDMENTS, and have transmitted it to the Lieutenant Governor for filing.

Senate Bill 165 requires the governor, when making a judicial appointment, to 'immediately provide' to the Senate a variety of information, most of which is acceptable to me and which I already supply. One aspect of the bill, however, is unacceptable. It is a provision that requires me to forward 'the name, address, and telephone number of each person who gave information to the governor or his staff about the judicial appointee,' whether the information was solicited or not.

I consider this requirement to be akin to an impediment on free speech, both mine and of those who comment on judicial candidates.

I am certain legislators would react negatively if I adopted a rule that before I sign a bill they must forward to me a complete list, including names, addresses and telephone numbers, of all lobbyists and constituents who have expressed an opinion on the bill.

The objective of reviewing candidates for judicial office is to get the best information possible. This proposed change in the law will have a chilling effect on my ability to do that. Those who comment to me or my staff have an expectation of confidentiality. Some comments come from sitting judge who may have to work with the person about whom they are commenting. Others are members of the bar who could well have to appear before that person in court. Many others who comment are members of the Legislature. The very act of commenting about a judicial candidate provides a premise for later prejudice. While I am confident the Senate would intend to keep my list of contacts confidential, I believe they are as equipped as I to receive or solicit comments. They have 60 days within which to review my choice of a single appointee. I have only 30 days within which to review the five to seven nominees forwarded to me by the judicial nominating commission.

I feel a heavy responsibility to make selections for judicial office after most careful consideration. It is in my interest to be as helpful as possible during the Senate's confirmation process as well. I thought the recent Supreme Court confirmation process went very well, considering it was a new -- and consequently somewhat tense -- experience for all concerned. I congratulate the Senate for its good work. The public benefitted from the Senate's careful review. I invite the Legislature to respect my selection process, as I respect their confirmation process, and work cooperatively toward the best choices possible. In the spirit of cooperation I am willing to comply voluntarily with the other provisions of S.B. 165 and would consider the bill's

*reenactment with the requirement for names, address and phone numbers. However, I do not think of any of the three branches of government benefits from that proposed additional constraint on candor and discretion.”*

**SB 251 Firearms Revisions** (*Beverly Ann Evans*) This act modifies provisions dealing with weapons by prohibiting the discharge of a firearm or dangerous weapon in the direction of a house, dwelling, occupied vehicle, or building in a manner that threatens the safety or property of others.

Amends 76-10-508

*“This is to inform you that on March 24, 2003, I decided to veto S.B. 251, FIREARMS REVISIONS, at the request of the bill’s sponsor and have transmitted it to the Lieutenant Governor for filing.*

*Under current law, it is a criminal offense to shoot a gun from a vehicle; shoot at road signs; shoot railroad equipment; shoot power poles or utility property; shoot in or around state-owned campsites, picnic sites, beaches, and golf courses; or shoot within 600 feet of private dwellings, barns and other buildings without permission of the owner.*

*Senate Bill 251, as intended by the sponsor, added that it would also be unlawful to discharge a weapon in the direction of occupied vehicles and dwellings.*

*In the course of debate, the bill was amended to require that for all these offenses a prosecutor must prove that the offender acted ‘knowingly and intentionally.’ In lay terms, ‘knowing and intentional’ may seem only to mean ‘on purpose.’ In criminal law, however, these additional words increase the standard of proof considerably. To get a conviction for any of the above acts, a prosecutor would need to prove the state of mind of the offender with objective evidence beyond a reasonable doubt. In effect, the bill as passed decreases the enforceability of the current law substantially. I agree with the bill’s sponsor that this bill should not become law.”*



## Utah Code Sections Affected for Bills Passed 2003 General Session

**Legend:** The action taken on each section is as follows:

<b>A</b>	<b>Amended</b>
<b>E</b>	<b>Enacted</b>
<b>R</b>	<b>Repealed</b>
<b>X</b>	<b>Repealed and Reenacted</b>
<b>N</b>	<b>Renumbered and Amended</b>

Duplicate and incorrect section cites are currently being technically renumbered by the Office of Legislative Research and General Counsel and will appear in a separate publication available after May 1, 2002 and on our web site - <http://le.utah.gov>.

<u>Section</u>	<u>Action</u>	<u>Bill Number</u>	<u>Former/ Renumber</u>	<u>Page Number</u>	<u>Section</u>	<u>Action</u>	<u>Bill Number</u>	<u>Former/ Renumber</u>	<u>Page Number</u>
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63B-1a-302	E	HB 26		5	63D-1a-203	E	SB 151		70
63B-1a-303	E	HB 26		5	63D-1a-204	E	SB 151		70
63B-1a-401	E	HB 26		5	63D-1a-301	E	SB 151		70
63B-1a-402	E	HB 26		5	63D-1a-302	E	SB 151		70
63B-1a-403	E	HB 26		5	63D-1a-303	E	SB 151		70
63B-1a-501	E	HB 26		5	63D-1a-304	E	SB 151		70
63B-1a-601	E	HB 26		5	63D-1a-305	E	SB 151		70
63B-1a-701	E	HB 26		5	63D-1a-306	E	SB 151		70
63B-2-301	A	SB 14		49	63D-1a-307	E	SB 151		70
63B-3-102	A	SB 58		57	63D-1a-308	E	SB 151		70
63B-3-301	A	SB 14		49	63D-1a-309	E	SB 151		70
		SB 58		57	63D-1a-401	E	SB 151		70
63B-4-102	A	SB 58		57	63D-1a-402	E	SB 151		70
63B-4-201	A	SB 14		49	63D-1a-403	E	SB 151		70
63B-4-301	A	SB 14		49	63E-1-102	A	HB 240		30
63B-7-501	A	SB 58		57			SB 5		47
63B-9-103	A	HB 161		20	63E-1-201	A	SB 5		47
63B-11-501	A	HB 260		32	63E-1-302	A	HB 240		30
63B-11-502	A	HB 260		32	63E-1-303	A	HB 240		30
63B-11-702	A	SB 58		57	63E-2-104	A	SB 5		47
63B-12-101	E	SB 2		47	64-13-1	A	SB 67		57
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63B-12-201	E	SB 2		47	64-13-5	R	SB 67		57
63B-12-301	E	SB 2		47	64-13-17	A	SB 67		57
63C-9-301	A	SB 14		49	64-13a-3	A	SB 67		57
63C-9-402	A	SB 124		65	64-13a-5	R	SB 67		57
63C-9-701	A	SB 124		65	64-13a-6	R	SB 67		57
63C-9-702	A	SB 124		65	67-1-14	E	SB 151		70
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67-19-4	A	SB 122		65	73-1-10	A	HB 374		41
67-19-6	A	HB 16		3	73-3-6	A	HB 42		8
67-19-6.3	A	HB 16		3	73-3-12	A	HB 42		8
67-19-8	A	HB 16		3	73-3a-107	A	HB 42		8
67-19-12	A	SB 14		49	73-10-2	A	HB 165		22
67-19-12.3	A	SB 40		54	73-18-7	A	SB 209		79
67-19-27	A	HB 121		16	73-18-22	A	SB 175		75
67-22-2	A	SB 14		49	73-18-25	E	SB 175		75
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69-2-5	A	SB 23		51	75-1-107	A	SB 91		61
69-2-5.5	A	SB 23		51	75-1-201	A	SB 91		61
70A-2-403	A	HB 165		22	75-2-205	A	HB 299		36
70A-3-311	A	SB 132		67	75-2-702	A	HB 299		36
70A-9a-527	R	HB 38		7	75-2-1001	A	HB 165		22
70A-11-105	A	HB 165		22	75-2-1201	A	HB 299		36
70A-11-106	A	HB 165		22	75-2-1203	A	HB 299		36
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72-7-102	A	SB 23		51	76-3-203.2	A	HB 209		26
72-7-106	A	HB 242		30	76-3-203.8	E	HB 209		26
72-7-108	A	SB 23		51	76-3-207	A	SB 8		48
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72-7-504.5	E	HB 346		38	76-5-101	A	SB 58		57
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72-8-108	R	SB 67		57	76-5-108	A	SB 128		66
72-9-102	A	HB 55		9	76-5-203	A	HB 204		26
72-9-603	A	HB 55		9	76-5-207	A	SB 7		48
72-10-102	A	HB 23		4	76-5-404.1	A	HB 210		26
72-13-101	R	SB 67		57	76-5-406	A	HB 210		26
72-13-102	R	SB 67		57	76-5-406.5	A	HB 210		26
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76-6-506.7	E	SB 42		54	78-3-21	A	HB 222		27
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76-6-1102	A	SB 207		78	78-3a-103	A	SB 58		57
76-6-1103	A	SB 207		78	78-3a-104	A	SB 128		66
76-7-101.5	E	HB 307		37			SB 25		52
76-8-306	A	SB 195		77	78-3a-105	A	SB 128		66
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76-8-511	A	HB 235		29	78-3a-113	A	SB 58		57
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76-8-1205	A	HB 31		6	78-3a-115	A	HB 222		27
76-8-1301	E	HB 174		23	78-3a-115.1	E	HB 222		27
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76-10-523	A	SB 103		62	78-3a-301	A	SB 58		57
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77-15-5	A	HB 9		2	78-3a-415	A	HB 176		23
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77-15a-103	E	SB 8		48	78-3a-601	A	SB 58		57
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77-15a-106	E	SB 8		48	78-3a-904	A	HB 107		15
77-16a-104	A	SB 136		67			SB 58		57
77-17-13	A	HB 238		29	78-3a-905	A	SB 58		57
77-18-1	A	HB 238		29	78-3a-906	A	SB 132		67
77-18a-1	A	SB 8		48	78-3a-911	A	HB 35		7
77-20-1	A	HB 57		10	78-3a-914	A	SB 58		57
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77-36-2.4	A	SB 128		66	78-3h-104	E	SB 128		66
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78-9-102	E	HB 349		39	78-46-21	A	HB 324		38
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78-11-22	A	HB 160		20	78-60-103	E	SB 225		80
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78-27-43	A	HB 165		22	HR-24.33	R	HR 5		46
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78-27-58	R	SB 111		64	HR-37.12	E	HR 10		46
78-27b-101	A	SB 123		65	HR-37.13	E	HR 10		46
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78-27c-101	R	SB 123		65	HR-37.16	E	HR 10		46
78-27c-102	R	SB 123		65	HR-37.17	E	HR 10		46
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78-45e-3	A	SB 132		67	SR-24.14	A	SR 5		82
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## INTRODUCED LEGISLATION 2003 GENERAL SESSION

<b>HB 1</b>	Appropriations Act ( <i>Ron Bigelow</i> ) .....	Passed
<b>HB 3</b>	Minimum School Program Act Amendments ( <i>Gordon E. Snow</i> ) .....	Passed
<b>HB 4</b>	Viatical Settlements ( <i>Brent D. Parker</i> ) .....	Passed
<b>HB 5</b>	Prohibition of Coercive Restraint Practices ( <i>Mike Thompson</i> ) .....	Failed
<b>HB 6</b>	Shared Parenting by Divorcing Parents ( <i>Mike Thompson</i> ) .....	Failed
<b>HB 7</b>	Special Group License Plate Revisions ( <i>David L. Hogue</i> ) .....	Passed
<b>HB 8</b>	Seat Belt Enforcement Provisions ( <i>Carol Spackman Moss</i> ) .....	Failed
<b>HB 9</b>	Competency to Stand Trial Amendments ( <i>Scott Daniels</i> ) .....	Passed
<b>HB 10</b>	Parent-time Amendments ( <i>James A. Ferrin</i> ) .....	Failed
<b>HB 11</b>	Energy Data Collection and Reporting ( <i>Ty McCartney</i> ) .....	Failed
<b>HB 12</b>	Utah Optometry Practice Act Amendments ( <i>Katherine M. Bryson</i> ) .....	Passed
<b>HB 13</b>	Transportation Corridor Preservation Amendments ( <i>Marda Dillree</i> ) .....	Passed
<b>HB 14</b>	Tourism Promotion Programs ( <i>Sheryl L. Allen</i> ) .....	Passed
<b>HB 15</b>	State Armory Board Amendments ( <i>Don E. Bush</i> ) .....	Passed
<b>HB 16</b>	Equal Employment Opportunity - Technical Changes ( <i>Eli H. Anderson</i> ) .....	Passed
<b>HB 17</b>	Agricultural Products Dealer's Act Amendments ( <i>Craig W. Buttars</i> ) .....	Passed
<b>HB 18</b>	Dealers in Agricultural Products ( <i>Craig W. Buttars</i> ) .....	Passed
<b>HB 19</b>	Employment Security Act Modifications ( <i>Merlynn T. Newbold</i> ) .....	Passed
<b>HB 20</b>	Clean Special Fuel Tax Certificate Amendments ( <i>Don E. Bush</i> ) .....	Failed
<b>HB 21</b>	State Building Ownership Authority Recodification and Revision ( <i>Neil A. Hansen</i> ) .....	Passed
<b>HB 22</b>	Property Tax Relief ( <i>Wayne A. Harper</i> ) .....	Passed
<b>HB 23</b>	Public Airport and Aeronautics Amendments ( <i>Joseph G. Murray</i> ) .....	Passed
<b>HB 24</b>	Hazardous Waste Facilities Management Amendments ( <i>David N. Cox</i> ) .....	Passed
<b>HB 25</b>	Extension of Timing for Creating a Local District ( <i>David L. Hogue</i> ) .....	Passed
<b>HB 26</b>	State General Obligation Bond Act ( <i>Ron Bigelow</i> ) .....	Passed
<b>HB 27</b>	Budget Reserve Account Amendments ( <i>Craig W. Buttars</i> ) .....	Passed
<b>HB 28</b>	Oil and Gas Severance Tax Amendments ( <i>Gordon E. Snow</i> ) .....	Passed
<b>HB 29</b>	Fees and Taxes on Oil and Gas ( <i>Gordon E. Snow</i> ) .....	Passed
<b>HB 30</b>	Public Transit Districts Annexation Amendments ( <i>David N. Cox</i> ) .....	Passed
<b>HB 31</b>	Workforce Services Overpayment Amendments ( <i>Jeff Alexander</i> ) .....	Passed
<b>HB 32</b>	Vehicle Impound Fee for Driving Under the Influence Cases ( <i>Joseph G. Murray</i> ) .....	Passed
<b>HB 33</b>	Responsibilities of Legislative General Counsel ( <i>Greg J. Curtis</i> ) .....	Passed
<b>HB 34</b>	Amendments to Child Welfare Legislative Oversight Panel ( <i>Michael T. Morley</i> ) .....	Passed
<b>HB 35</b>	Consolidation of Child Welfare Reports ( <i>Gregory H. Hughes</i> ) .....	Passed
<b>HB 36</b>	Accessible Housing ( <i>Steven R. Mascaro</i> ) .....	Passed
<b>HB 37</b>	Restructure Spend down Provision for Medicaid ( <i>Rebecca D. Lockhart</i> ) .....	Passed
<b>HB 38</b>	Division of Corporations Amendment ( <i>James R. Gowans</i> ) .....	Passed
<b>HB 39</b>	Repeal of Education Reports and Duties ( <i>Margaret Dayton</i> ) .....	Passed
<b>HB 40</b>	Notice of Intent to Sell Nonpublic Personal Information ( <i>Douglas C. Aagard</i> ) .....	Passed
<b>HB 41</b>	Legislative Budgeting for Cola for Local Health Authorities ( <i>Jack A. Seitz</i> ) .....	Passed
<b>HB 42</b>	Water User Notification Amendments ( <i>Michael R. Styler</i> ) .....	Passed
<b>HB 43</b>	Reauthorization of Funding of State and County Health and Human Services Task Force ( <i>Jack A. Seitz</i> ) .....	Failed

<b>HB 44</b>	Substance Abuse and Mental Health Amendments ( <i>Loraine T. Pace</i> )	Passed
<b>HB 45</b>	Reauthorization of Administrative Rules ( <i>David Ure</i> )	Passed
<b>HB 46</b>	Honorary Consulate - Special Group License Plates ( <i>David L. Hogue</i> )	Passed
<b>HB 47</b>	Fire Prevention Amendments ( <i>Joseph G. Murray</i> )	Passed
<b>HB 48</b>	Utah Construction Trade Licensing Act Amendments ( <i>Stephen H. Urquhart</i> )	Passed
<b>HB 49</b>	Ban on Gifts to Elected Officials ( <i>Ralph Becker</i> )	Failed
<b>HB 50</b>	Seat Belt Requirements ( <i>Carol Spackman Moss</i> )	Failed
<b>HB 51</b>	Historic Preservation in General Plans ( <i>Ralph Becker</i> )	Passed
<b>HB 52</b>	Open and Public Meetings Act ( <i>Scott Daniels</i> )	Failed
<b>HB 53</b>	School Building Size Limitation ( <i>David N. Cox</i> )	Failed
<b>HB 54</b>	Special Districts and Local Districts - Acquisition of Real Property ( <i>Gregory H. Hughes</i> )	Failed
<b>HB 55</b>	Tow Truck Requirements ( <i>James R. Gowans</i> )	Passed
<b>HB 56</b>	Bow Hunter Safety ( <i>Neil A. Hansen</i> )	Failed
<b>HB 57</b>	Expansion of Protective Order ( <i>LaWanna Lou Shurtliff</i> )	Passed
<b>HB 58</b>	Additional State Retirement Benefit ( <i>LaWanna Lou Shurtliff</i> )	Failed
<b>HB 59</b>	Off-highway Vehicle Program Funding ( <i>Brent H. Goodfellow</i> )	Passed
<b>HB 60</b>	Public Safety Noncontributory Retirement Act Amendments ( <i>Neil A. Hansen</i> )	Failed
<b>HB 61</b>	Candidates Not Affiliated with a Party ( <i>Michael E. Noel</i> )	Passed
<b>HB 62</b>	Emergency Response Costs ( <i>Brent H. Goodfellow</i> )	Failed
<b>HB 63</b>	Concealed Weapon Permit ( <i>Scott Daniels</i> )	Failed
<b>HB 64</b>	Public Water Systems Amendments ( <i>Roger E. Barrus</i> )	Passed
<b>HB 65</b>	Social Work Licensing Act Amendments ( <i>Judy Ann Buffmire</i> )	Failed
<b>HB 66</b>	County General Fund Expenses ( <i>Brad L. Dee</i> )	Passed
<b>HB 67</b>	Electronic Equipment Waste Disposal and Recycling Act ( <i>Ralph Becker</i> )	Failed
<b>HB 68</b>	Safety Inspection Requirement for Salvage Vehicles ( <i>Greg J. Curtis</i> )	Passed
<b>HB 69</b>	Appropriation for School District Impacted by Fee Waivers ( <i>LaWanna Lou Shurtliff</i> )	Failed
<b>HB 70</b>	Assault Amendments ( <i>Mike Thompson</i> )	Passed
<b>HB 71</b>	State Appropriations and Tax Limitation Study ( <i>Gregory H. Hughes</i> )	Failed
<b>HB 72</b>	Allocation of Tobacco Fund Money to Children's Health Insurance Program ( <i>David L. Hogue</i> )	Passed
<b>HB 73</b>	Withholding Exemption for Certain Nonresident Shareholders ( <i>Gordon E. Snow</i> )	Passed
<b>HB 74</b>	Unauthorized Entry on School Bus Prohibited ( <i>Neal B. Hendrickson</i> )	Passed
<b>HB 75</b>	Nonresident Tuition for Higher Education Amendments ( <i>Loraine T. Pace</i> )	Passed
<b>HB 76</b>	Truancy Amendments ( <i>Duane E. Bourdeaux</i> )	Failed
<b>HB 77</b>	High School Graduation Requirements - Financial Literacy ( <i>David L. Hogue</i> )	Failed
<b>HB 78</b>	Lien Recovery Fund - Rate of Interest ( <i>Gordon E. Snow</i> )	Passed
<b>HB 79</b>	Regulation of Amateur Radio Antennas ( <i>Neal B. Hendrickson</i> )	Passed
<b>HB 80</b>	Special Service District Amendments ( <i>Eli H. Anderson</i> )	Passed
<b>HB 81</b>	Compensation Study ( <i>Ty McCartney</i> )	Passed
<b>HB 82</b>	Initiatives - One Subject Requirement ( <i>J. Morgan Philpot</i> )	Failed
<b>HB 83</b>	Education Reporting Requirements ( <i>Rosalind J. McGee</i> )	Failed
<b>HB 84</b>	Child Restraint Safety Devices ( <i>Carol Spackman Moss</i> )	Failed
<b>HB 85</b>	Hate Crimes Amendments ( <i>David Litvack</i> )	Failed
<b>HB 86</b>	Public School Choice Enrollment ( <i>Carol Spackman Moss</i> )	Passed
<b>HB 87</b>	Property Tax Assessment of Low-income Housing Tax Credits and Low-income Housing Covenants ( <i>Gordon E. Snow</i> )	Passed

<b>HB 88</b>	Payment of Reward upon Arrest and Conviction ( <i>Dana C. Love</i> )	Passed
<b>HB 89</b>	Renewable Energy Amendments ( <i>James R. Gowans</i> )	Failed
<b>HB 90</b>	Equipment Dealer Warranty Reimbursement Act ( <i>Darin G. Peterson</i> )	Passed
<b>HB 91</b>	Enforcement Procedure Amendments of Water Well Drillers ( <i>Darin G. Peterson</i> )	Passed
<b>HB 92</b>	School Funds Amendments ( <i>Bradley G. Last</i> )	Passed
<b>HB 93</b>	Suspension of Driving Privileges for Habitual Truants ( <i>Duane E. Bourdeaux</i> )	Failed
<b>HB 94</b>	Utah Controlled Substances - Extraction and Reduction Labs ( <i>DeMar Bud Bowman</i> )	Passed
<b>HB 95</b>	Annexation of Unincorporated County Islands into Cities ( <i>Todd E. Kiser</i> )	Passed
<b>HB 96</b>	Judicial Conduct Commission Amendments ( <i>Katherine M. Bryson</i> )	Failed
<b>HB 97</b>	Repeal of Sunset Date for Limitations on Annexing Township ( <i>Eric K. Hutchings</i> )	Failed
<b>HB 98</b>	Municipal Disconnection Amendments ( <i>Ann W. Hardy</i> )	Passed
<b>HB 99</b>	Certification of Candidates for Political Offices ( <i>Neil A. Hansen</i> )	Failed
<b>HB 100</b>	State Retirement Conversion Window ( <i>Brad King</i> )	Failed
<b>HB 101</b>	Control of the Disposition of a Deceased Person ( <i>Jackie Biskupski</i> )	Failed
<b>HB 102</b>	Election Day Materials ( <i>Loraine T. Pace</i> )	Passed
<b>HB 103</b>	Voter Registration Amendments ( <i>Loraine T. Pace</i> )	Passed
<b>HB 104</b>	Disposal of Evidence in Criminal Proceedings ( <i>J. Stuart Adams</i> )	Passed
<b>HB 105</b>	Internet Privacy and Security Amendments ( <i>Wayne A. Harper</i> )	Vetoed
<b>HB 106</b>	Foster Care Guidance Through Providers Contracts ( <i>Margaret Dayton</i> )	Passed
<b>HB 107</b>	DNA Amendments ( <i>J. Stuart Adams</i> )	Passed
<b>HB 108</b>	Fully Interactive Driving Simulators in Driver Education ( <i>John Dougall</i> )	Passed
<b>HB 109</b>	Informed Consent for Electroconvulsive Treatment and Reporting Requirements ( <i>Katherine M. Bryson</i> )	Failed
<b>HB 110</b>	Charter School Capital Facilities Loans ( <i>James A. Ferrin</i> )	Failed
<b>HB 111</b>	Public Education - Alternative Language Programs ( <i>Duane E. Bourdeaux</i> )	Failed
<b>HB 112</b>	County Correctional Facility Reimbursement ( <i>Brad L. Dee</i> )	Passed
<b>HB 113</b>	Insurance Coverage for Unique Medical Services ( <i>Rebecca D. Lockhart</i> )	Failed
<b>HB 114</b>	Management, Enhancement, and Funding of 911 System ( <i>Brad L. Dee</i> )	Failed
<b>HB 115</b>	DFCM Contract Claim Resolution Process ( <i>Stephen D. Clark</i> )	Failed
<b>HB 116</b>	Property Tax - Calculation of Certified Tax Rate ( <i>Ann W. Hardy</i> )	Passed
<b>HB 117</b>	Prelitigation Panel Amendments ( <i>Margaret Dayton</i> )	Failed
<b>HB 118</b>	Medical Malpractice Awards Adjustment ( <i>Margaret Dayton</i> )	Failed
<b>HB 119</b>	Judicial Conduct Commission Revisions ( <i>Katherine M. Bryson</i> )	Passed
<b>HB 120</b>	Legislator Reporting of Gifts ( <i>Jackie Biskupski</i> )	Failed
<b>HB 121</b>	Leave of Absence for Disabled Employees ( <i>Chad E. Bennion</i> )	Passed
<b>HB 122</b>	Local Government Amendments ( <i>Ann W. Hardy</i> )	Passed
<b>HB 123</b>	Prohibition of Public Funding for Abortion ( <i>J. Morgan Philpot</i> )	Failed
<b>HB 124</b>	Economic Development Coordination ( <i>Bradley A. Winn</i> )	Failed
<b>HB 125</b>	Legislative Approval of State or Regional Haze Implementation Plan ( <i>Chad E. Bennion</i> )	Failed
<b>HB 126</b>	Medicaid Benefit Amendments ( <i>Rebecca D. Lockhart</i> )	Passed
<b>HB 127</b>	Child Abduction - Prevention and Recovery ( <i>Bradley A. Winn</i> )	Failed
<b>HB 128</b>	Animal Shelter Amendments ( <i>Darin G. Peterson</i> )	Failed
<b>HB 129</b>	Voyeurism Amendments ( <i>Brent H. Goodfellow</i> )	Passed
<b>HB 130</b>	Damage on Private Land by Big Game Animals ( <i>Stephen H. Urquhart</i> )	Passed
<b>HB 131</b>	Governmental Immunity Amendments ( <i>Jackie Biskupski</i> )	Failed
<b>HB 132</b>	Workers' Compensation - Fire Department Employees ( <i>Joseph G. Murray</i> )	Failed

<b>HB 133</b>	Expedited Child Welfare Procedures ( <i>Chad E. Bennion</i> )	Passed
<b>HB 134</b>	Law Enforcement - Reporting Hazardous Materials Relating to Controlled Substances ( <i>Eric K. Hutchings</i> )	Failed
<b>HB 135</b>	Office of Child Care - Regulation of Grants ( <i>Calvin G. Bird</i> )	Failed
<b>HB 136</b>	County Option Sales and Use Tax for Highways, Fixed Guideways, or Systems for Public Transit ( <i>Jeff Alexander</i> )	Passed
<b>HB 137</b>	Residential Facilities for the Disabled Amendments ( <i>Greg J. Curtis</i> )	Passed
<b>HB 138</b>	Street-legal All-terrain Vehicle Provisions ( <i>Greg J. Curtis</i> )	Failed
<b>HB 139</b>	Children's Health Insurance Program Amendments ( <i>Rebecca D. Lockhart</i> )	Failed
<b>HB 140</b>	Concurrent Jurisdiction for Tooele Army Depot ( <i>James R. Gowans</i> )	Failed
<b>HB 141</b>	Sales and Use Tax - Radio Stations ( <i>David Ure</i> )	Failed
<b>HB 142</b>	Manufactured Home and Mobile Home Amendments ( <i>Wayne A. Harper</i> )	Passed
<b>HB 143</b>	High Level Nuclear Shipment Safety Provisions ( <i>Karen W. Morgan</i> )	Failed
<b>HB 144</b>	Right of Action for Boundary by Acquiescence ( <i>Ben C. Ferry</i> )	Failed
<b>HB 145</b>	Department of Administrative Services Amendments ( <i>Loraine T. Pace</i> )	Passed
<b>HB 146</b>	Nontraditional Insurers ( <i>James A. Ferrin</i> )	Passed
<b>HB 147</b>	Utah Construction Contracts Prompt Payment Act ( <i>David L. Hogue</i> )	Failed
<b>HB 148</b>	Unlawful Taking of Game Fish ( <i>Stephen D. Clark</i> )	Passed
<b>HB 149</b>	School District Administrator Amendments ( <i>Jeff Alexander</i> )	Passed
<b>HB 150</b>	Poll Watcher and Preservation of Election Date Amendments ( <i>J. Morgan Philpot</i> )	Failed
<b>HB 151</b>	Sales and Use Tax Amendments ( <i>David Litvack</i> )	Failed
<b>HB 152</b>	Legislative Audits of Child Welfare ( <i>Michael E. Noel</i> )	Passed
<b>HB 153</b>	Education Resource Conservation Programs ( <i>Ralph Becker</i> )	Failed
<b>HB 154</b>	Vision Screening Checkoff for Motor Vehicle Registration and Driver License Application and Renewal ( <i>Katherine M. Bryson</i> )	Passed
<b>HB 155</b>	Amendments to Election Law ( <i>Brent H. Goodfellow</i> )	Passed
<b>HB 156</b>	Transportation Infrastructure in Redevelopment Agency ( <i>Todd E. Kiser</i> )	Failed
<b>HB 157</b>	Control of Wolf Population ( <i>Michael R. Styer</i> )	Passed
<b>HB 158</b>	Incorporation of Cities ( <i>Brad L. Dee</i> )	Passed
<b>HB 159</b>	Voluntary Contribution Act Amendments ( <i>Chad E. Bennion</i> )	Passed
<b>HB 160</b>	Emergency Health Response Amendments ( <i>Marda Dillree</i> )	Passed
<b>HB 161</b>	Snow College Richfield Campus ( <i>Bradley T. Johnson</i> )	Passed
<b>HB 162</b>	Amendments Related to Financial Institutions ( <i>Jeff Alexander</i> )	Passed
<b>HB 163</b>	Criminal Restitution Amendments ( <i>Douglas C. Aagard</i> )	Passed
<b>HB 164</b>	James V. Hansen Highway Designation ( <i>Douglas C. Aagard</i> )	Passed
<b>HB 165</b>	Revisor's Statute ( <i>Marda Dillree</i> )	Passed
<b>HB 166</b>	Payday Lending ( <i>Ty McCartney</i> )	Failed
<b>HB 167</b>	Child Support Collection Fee Amendment ( <i>Judy Ann Buffmire</i> )	Failed
<b>HB 168</b>	Filling Midterm Vacancies in the Legislature ( <i>Ralph Becker</i> )	Vetoed
<b>HB 169</b>	Process for Creation of New School Districts ( <i>David N. Cox</i> )	Passed
<b>HB 170</b>	Public Education Capital Outlay Act Amendments ( <i>David N. Cox</i> )	Failed
<b>HB 171</b>	Pamela Atkinson Homeless Trust Account ( <i>Martin R. Stephens</i> )	Passed
<b>HB 172</b>	Background Investigations of Peace Officer Candidates ( <i>Loraine T. Pace</i> )	Passed
<b>HB 173</b>	Motor Vehicle Operator Fleeing a Peace Officer ( <i>Ty McCartney</i> )	Passed
<b>HB 174</b>	Unemployment Insurance Fraud Amendments ( <i>Ty McCartney</i> )	Passed
<b>HB 175</b>	Management of Notaries Public by Lieutenant Governor ( <i>Loraine T. Pace</i> )	Passed

<b>HB 176</b>	Termination of Parental Rights ( <i>Mike Thompson</i> )	Passed
<b>HB 177</b>	Use of School Trust Land Monies ( <i>David N. Cox</i> )	Failed
<b>HB 178</b>	Firearms Amendments ( <i>Ty McCartney</i> )	Passed
<b>HB 179</b>	Impounding Uninsured Motorist Vehicle ( <i>Chad E. Bennion</i> )	Failed
<b>HB 180</b>	Trauma Registry Data ( <i>Sheryl L. Allen</i> )	Passed
<b>HB 181</b>	Security Requirements in Use of Social Security Numbers ( <i>Sheryl L. Allen</i> )	Passed
<b>HB 182</b>	Air Conservation Act Amendments ( <i>Michael T. Morley</i> )	Passed
<b>HB 183</b>	Individual Income Tax Amendments ( <i>Patricia W. Jones</i> )	Failed
<b>HB 184</b>	School Contracts of Employment ( <i>James A. Ferrin</i> )	Failed
<b>HB 185</b>	Use of Public Education Monies ( <i>Patricia W. Jones</i> )	Failed
<b>HB 186</b>	Elementary School Vending Machine Sales ( <i>Patricia W. Jones</i> )	Failed
<b>HB 187</b>	Campaign Contribution Restrictions ( <i>Neil A. Hansen</i> )	Passed
<b>HB 188</b>	State Park Fee Amendments ( <i>Bradley T. Johnson</i> )	Passed
<b>HB 189</b>	Lending Law Amendments ( <i>Wayne A. Harper</i> )	Passed
<b>HB 190</b>	Gun Show Background Check ( <i>Scott Daniels</i> )	Failed
<b>HB 191</b>	Amendments to Racial Profiling Provisions ( <i>Duane E. Bourdeaux</i> )	Failed
<b>HB 192</b>	Oversight of Utah Climate Center by Utah State University ( <i>Ben C. Ferry</i> )	Passed
<b>HB 193</b>	Historic Building Rehabilitation Tax Credits ( <i>Chad E. Bennion</i> )	Failed
<b>HB 194</b>	Sheriff Certification Requirements ( <i>Joseph G. Murray</i> )	Passed
<b>HB 195</b>	Election Process for Nonbinding Statewide Opinion Question ( <i>Sheryl L. Allen</i> )	Failed
<b>HB 196</b>	Bicycle Facility Standards ( <i>Chad E. Bennion</i> )	Failed
<b>HB 197</b>	License Plate for Boys and Girls Clubs ( <i>Chad E. Bennion</i> )	Passed
<b>HB 198</b>	Expansion of Access to Fish and Game Opportunities ( <i>Stephen D. Clark</i> )	Passed
<b>HB 199</b>	Line-of-duty Death Benefit ( <i>Ron Bigelow</i> )	Passed
<b>HB 200</b>	Property Taxes and Uniform Fees - Interest Rates on Deferred or Delinquent Taxes ( <i>LaVar Christensen</i> )	Passed
<b>HB 201</b>	Judiciary Amendments ( <i>M. Susan Lawrence</i> )	Passed
<b>HB 202</b>	Utah Energy Office Amendments ( <i>Stephen H. Urquhart</i> )	Passed
<b>HB 203</b>	Residential Mortgage Regulatory Commission ( <i>Gordon E. Snow</i> )	Passed
<b>HB 204</b>	Felony Murder Amendments ( <i>Karen W. Morgan</i> )	Passed
<b>HB 205</b>	County Boards of Equalization - Hearing Officers ( <i>D. Gregg Buxton</i> )	Failed
<b>HB 206</b>	County Responsibility for Voting Precincts and Polling Places ( <i>Ron Bigelow</i> )	Passed
<b>HB 207</b>	Gift Certificates - Eliminating Expiration Date ( <i>Ty McCartney</i> )	Failed
<b>HB 208</b>	Earned Income Tax Credit ( <i>Jackie Biskupski</i> )	Failed
<b>HB 209</b>	Sentencing for Use of Dangerous Weapon ( <i>Gregory H. Hughes</i> )	Passed
<b>HB 210</b>	Sexual Abuse of a Child Amendments ( <i>Mike Thompson</i> )	Passed
<b>HB 211</b>	Disabilities Appropriations Nonlapsing ( <i>Rebecca D. Lockhart</i> )	Passed
<b>HB 212</b>	Primary Care Network Amendments for General Assistance Recipients ( <i>Kory M. Holdaway</i> )	Passed
<b>HB 213</b>	Covenant Marriage Option ( <i>Douglas C. Aagard</i> )	Failed
<b>HB 214</b>	Regulations of Restraints and Seclusion ( <i>Mike Thompson</i> )	Failed
<b>HB 215</b>	State Agency Lobbyist Amendments ( <i>Wayne A. Harper</i> )	Failed
<b>HB 216</b>	Use of Credit Related Instruments ( <i>David L. Hogue</i> )	Failed
<b>HB 217</b>	Private Investigator Licensure Amendments ( <i>Margaret Dayton</i> )	Passed
<b>HB 218</b>	Provision for Emergency Medical Services ( <i>Peggy Wallace</i> )	Failed
<b>HB 219</b>	Wages for Tipped Employees ( <i>David Ure</i> )	Passed

<b>HB 220</b>	Itemizing Sales and Use Tax Rates ( <i>Glenn A. Donnelson</i> )	Failed
<b>HB 221</b>	Extending the Sales and Use Tax Exemption for Pollution Control Facilities ( <i>David Ure</i> )	Passed
<b>HB 222</b>	Child Welfare Proceedings Amendments ( <i>Greg J. Curtis</i> )	Passed
<b>HB 223</b>	Changing State Song ( <i>Dana C. Love</i> )	Passed
<b>HB 224</b>	State Records Committee - Membership Amendments ( <i>James A. Dunnigan</i> )	Passed
<b>HB 225</b>	Retirement Systems Membership Exclusions ( <i>Brad L. Dee</i> )	Passed
<b>HB 226</b>	Nonforfeiture Interest Rate for Certain Annuities ( <i>Brent D. Parker</i> )	Failed
<b>HB 227</b>	Safe Drinking Water Act Amendments ( <i>Glenn A. Donnelson</i> )	Failed
<b>HB 228</b>	Local Government Officials Amendments ( <i>Mike Thompson</i> )	Passed
<b>HB 229</b>	Providing Location Information to Noncustodial Parents with Visitation Rights ( <i>Mike Thompson</i> )	Passed
<b>HB 230</b>	Parental Relocation Amendments ( <i>Mike Thompson</i> )	Passed
<b>HB 231</b>	Health Care Facility Licensure Amendments ( <i>Rosalind J. McGee</i> )	Passed
<b>HB 232</b>	Utah College of Applied Technology Amendments ( <i>Ron Bigelow</i> )	Passed
<b>HB 233</b>	Use of Education Revenues ( <i>Michael R. Styler</i> )	Failed
<b>HB 234</b>	Administrative Treatment of Traffic Violations - Technical Amendments ( <i>David N. Cox</i> )	Passed
<b>HB 235</b>	Falsification or Alteration of Government Record ( <i>Katherine M. Bryson</i> )	Passed
<b>HB 236</b>	Civil Antitrust Exemptions ( <i>John Dougall</i> )	Failed
<b>HB 237</b>	Legislative Evaluation of Approval of Radioactive Waste Facility ( <i>Kory M. Holdaway</i> )	Failed
<b>HB 238</b>	Utah Code of Criminal Procedure Amendments ( <i>Katherine M. Bryson</i> )	Passed
<b>HB 239</b>	Parent-time Assistance Office ( <i>Chad E. Bennion</i> )	Failed
<b>HB 240</b>	Venture Capital Enhancement Act ( <i>Peggy Wallace</i> )	Passed
<b>HB 241</b>	Partial Birth Abortion Amendments ( <i>Mike Thompson</i> )	Failed
<b>HB 242</b>	Protection of Rights-of-way - Gates on County Roads ( <i>Michael E. Noel</i> )	Passed
<b>HB 243</b>	Amendments to Education ( <i>Wayne A. Harper</i> )	Failed
<b>HB 244</b>	Municipal Government Amendments ( <i>Wayne A. Harper</i> )	Passed
<b>HB 245</b>	Regulation of Telecommunications Carriers ( <i>Chad E. Bennion</i> )	Failed
<b>HB 246</b>	Retirement Office Amendments ( <i>Ron Bigelow</i> )	Passed
<b>HB 247</b>	Power of Attorney in Relation to a Trust ( <i>Merlynn T. Newbold</i> )	Passed
<b>HB 248</b>	Privacy of State Database Health Records ( <i>Chad E. Bennion</i> )	Passed
<b>HB 249</b>	Licensing Mortgage Loan Officers ( <i>Brent D. Parker</i> )	Failed
<b>HB 250</b>	Long-term Care - Facilities Reimbursement ( <i>Jack A. Seitz</i> )	Failed
<b>HB 251</b>	Amendments Related to Electric Public Utilities ( <i>Chad E. Bennion</i> )	Failed
<b>HB 252</b>	Materials Harmful to Minors Amendments ( <i>David L. Hogue</i> )	Failed
<b>HB 253</b>	Powersport Dealer Association Amendments ( <i>Brent H. Goodfellow</i> )	Passed
<b>HB 254</b>	Motor Vehicle Registration - Resident Exemption ( <i>Rebecca D. Lockhart</i> )	Passed
<b>HB 255</b>	Registering for Primary Elections ( <i>Sheryl L. Allen</i> )	Passed
<b>HB 256</b>	Individual Income Tax - Subtraction for Federal Income Tax ( <i>Patricia W. Jones</i> )	Failed
<b>HB 257</b>	Public Education Legislative Task Force ( <i>Kory M. Holdaway</i> )	Passed
<b>HB 258</b>	Motor Vehicle Business Regulation - Penalties ( <i>David Clark</i> )	Passed
<b>HB 259</b>	Disclosure of Commercial Pest Control Business Financial Responsibility ( <i>David Clark</i> )	Failed
<b>HB 260</b>	2002 Highway General Obligation Bond Amendments ( <i>Wayne A. Harper</i> )	Passed
<b>HB 261</b>	Creation of Dependent Special Districts ( <i>David L. Hogue</i> )	Failed
<b>HB 262</b>	Radioactive Waste Tax Increase ( <i>Kory M. Holdaway</i> )	Failed
<b>HB 263</b>	Profits from Sale of Crime Memorabilia ( <i>Scott Daniels</i> )	Failed
<b>HB 264</b>	Division of Parks and Recreation - Restricted Account ( <i>Michael R. Styler</i> )	Passed

<b>HB 265</b>	Individual Income Tax Credit - Amounts Paid for Care of Elderly ( <i>David L. Hogue</i> )	Failed
<b>HB 266</b>	Political Issues Reporting Amendments ( <i>David L. Hogue</i> )	Passed
<b>HB 267</b>	Oversight of High School Activities Association ( <i>Duane E. Bourdeaux</i> )	Failed
<b>HB 268</b>	Tax Reductions ( <i>J. Morgan Philpot</i> )	Failed
<b>HB 269</b>	Conditions for Release after Notice Regarding Arrest for Domestic Violence ( <i>Peggy Wallace</i> )	Failed
<b>HB 270</b>	Protective Orders as Independent Civil Actions ( <i>Peggy Wallace</i> )	Failed
<b>HB 271</b>	Airport to University of Utah Light Rail Restricted Account Amendments ( <i>David Ure</i> )	Passed
<b>HB 272</b>	Redevelopment Agencies - Tax Increment Amendments ( <i>Greg J. Curtis</i> )	Passed
<b>HB 273</b>	Utility Costs to Homeowner ( <i>Steven R. Mascaro</i> )	Passed
<b>HB 274</b>	Rights-of-way Across Federal Land ( <i>Michael E. Noel</i> )	Passed
<b>HB 275</b>	Dam Safety Amendments ( <i>Michael R. Styler</i> )	Failed
<b>HB 276</b>	Tax Revisions ( <i>Karen W. Morgan</i> )	Failed
<b>HB 277</b>	Residential Mortgage Practices Amendments ( <i>J. Morgan Philpot</i> )	Passed
<b>HB 278</b>	Municipal Annexations Across County Lines ( <i>D. Gregg Buxton</i> )	Passed
<b>HB 279</b>	Theft of Gasoline ( <i>Greg J. Curtis</i> )	Failed
<b>HB 280</b>	Motor Vehicle Accidents - Access to Police Reports ( <i>LaVar Christensen</i> )	Passed
<b>HB 281</b>	Breadth of Application of Municipal Ordinances ( <i>Eric K. Hutchings</i> )	Failed
<b>HB 282</b>	Controlled Substances Amendments ( <i>Eric K. Hutchings</i> )	Failed
<b>HB 283</b>	Homebuyers Rights ( <i>Eric K. Hutchings</i> )	Failed
<b>HB 284</b>	Traffic Accident Response ( <i>Eric K. Hutchings</i> )	Failed
<b>HB 285</b>	False Allegations in Divorce Proceedings ( <i>Neal B. Hendrickson</i> )	Failed
<b>HB 286</b>	Waste Tax and Fee Amendments ( <i>David Ure</i> )	Passed
<b>HB 287</b>	Task Force Regarding Regulation and Taxation of Low-Level Radioactive Waste ( <i>Karen W. Morgan</i> )	Failed
<b>HB 288</b>	Penalties for Violating House Arrest ( <i>Eric K. Hutchings</i> )	Failed
<b>HB 289</b>	Human Resource Management Amendments ( <i>J. Morgan Philpot</i> )	Failed
<b>HB 290</b>	Exemptions Related to Exchange of Securities ( <i>Chad E. Bennion</i> )	Passed
<b>HB 291</b>	Special Group License Plates Amendments ( <i>John Dougall</i> )	Failed
<b>HB 292</b>	Employment Restrictions on State Agency Employees ( <i>Scott Daniels</i> )	Failed
<b>HB 293</b>	Disclosure of Meth Labs on Rental Property ( <i>David Litvack</i> )	Failed
<b>HB 294</b>	County Option Funding for Botanical, Cultural, Recreational, and Zoological Organizations or Facilities Amendments ( <i>Sheryl L. Allen</i> )	Passed
<b>HB 295</b>	State Lands Amendments ( <i>Michael E. Noel</i> )	Passed
<b>HB 296</b>	Municipal Annexation Amendments ( <i>M. Susan Lawrence</i> )	Passed
<b>HB 297</b>	Special Education Amendments ( <i>Kory M. Holdaway</i> )	Failed
<b>HB 298</b>	Automated Teller Machine Amendments ( <i>David Clark</i> )	Failed
<b>HB 299</b>	Trust Law Amendments ( <i>David Clark</i> )	Passed
<b>HB 300</b>	Tax of Sexually Explicit Materials ( <i>Duane E. Bourdeaux</i> )	Failed
<b>HB 301</b>	Motor Vehicle Purchase Amendments ( <i>Don E. Bush</i> )	Failed
<b>HB 302</b>	Privatization Policy Board Amendments ( <i>Ron Bigelow</i> )	Passed
<b>HB 303</b>	Debt Cancellation Clause ( <i>David Clark</i> )	Failed
<b>HB 304</b>	Bond Election Dates ( <i>J. Morgan Philpot</i> )	Failed
<b>HB 305</b>	Individual Income Tax Contribution - Wolf Depredation and Management Restricted Account ( <i>Darin G. Peterson</i> )	Passed
<b>HB 306</b>	Construction Lien Amendments ( <i>Stephen D. Clark</i> )	Failed

<b>HB 307</b>	Child Bigamy Amendment ( <i>M. Susan Lawrence</i> )	Passed
<b>HB 308</b>	Health and Human Services Boards and Commission Amendment ( <i>Jack A. Seitz</i> )	Passed
<b>HB 309</b>	Special Function Officers for Division of Occupational and Professional Licensing ( <i>J. Morgan Philpot</i> )	Failed
<b>HB 310</b>	Transportation Planning Task Force ( <i>John Dougall</i> )	Passed
<b>HB 311</b>	Redevelopment Agencies Bonding Authority ( <i>David Clark</i> )	Failed
<b>HB 312</b>	Email Marketing ( <i>Katherine M. Bryson</i> )	Failed
<b>HB 313</b>	Tax Evasion Amendments ( <i>M. Susan Lawrence</i> )	Failed
<b>HB 314</b>	Marriage Preparation Classes ( <i>Rosalind J. McGee</i> )	Failed
<b>HB 315</b>	Expunging False Criminal Charges for Identity Theft ( <i>Ron Bigelow</i> )	Failed
<b>HB 316</b>	Aerospace and Aviation Development Zone ( <i>Brad L. Dee</i> )	Passed
<b>HB 317</b>	Redevelopment Act - Bonding Amendments ( <i>David Clark</i> )	Failed
<b>HB 318</b>	Amendment to Veterinary Practice Act ( <i>Peggy Wallace</i> )	Failed
<b>HB 319</b>	Family Employment Program Work Incentives ( <i>David Litvack</i> )	Failed
<b>HB 320</b>	School and Institutional Trust Lands Amendments ( <i>Chad E. Bennion</i> )	Failed
<b>HB 321</b>	General Government Amendments ( <i>Brad King</i> )	Failed
<b>HB 322</b>	Task Force on Air Quality and Motor Vehicle Emission Standards ( <i>Rosalind J. McGee</i> )	Failed
<b>HB 323</b>	Donation of Surplus Computers to Persons with a Disability ( <i>Calvin G. Bird</i> )	Failed
<b>HB 324</b>	Jury System Amendments ( <i>Greg J. Curtis</i> )	Passed
<b>HB 325</b>	Court-ordered Counseling ( <i>Glenn A. Donnelson</i> )	Failed
<b>HB 326</b>	Parent-time Schedule Amendments ( <i>Scott Daniels</i> )	Failed
<b>HB 327</b>	Amendments to Email Spam Law ( <i>Merlynn T. Newbold</i> )	Failed
<b>HB 328</b>	Recovery of Administrative Fee for Damages Sustained to a Rental Motor Vehicle ( <i>Rebecca D. Lockhart</i> )	Failed
<b>HB 329</b>	Presidential Primary ( <i>Neil A. Hansen</i> )	Failed
<b>HB 330</b>	Veterans Group License Plate Revisions ( <i>Steven R. Mascaro</i> )	Failed
<b>HB 331</b>	Municipal Annexations ( <i>Todd E. Kiser</i> )	Failed
<b>HB 332</b>	Insurance Coverage of Health Care Professionals ( <i>James A. Dunnigan</i> )	Passed
<b>HB 333</b>	Government Investment Standards Amendments ( <i>Brent H. Goodfellow</i> )	Passed
<b>HB 334</b>	Enticing Minors over Internet Amendments ( <i>Duane E. Bourdeaux</i> )	Passed
<b>HB 335</b>	Redistribution of Tobacco Fund Amendments ( <i>Rosalind J. McGee</i> )	Failed
<b>HB 336</b>	Commercial Lessees' Deposits ( <i>Carol Spackman Moss</i> )	Failed
<b>HB 337</b>	Government Law Amendment ( <i>Ben C. Ferry</i> )	Failed
<b>HB 338</b>	Donation of Food to Food Banks ( <i>David Ure</i> )	Failed
<b>HB 339</b>	Classification of State Employees For Insurance Purposes ( <i>Jack A. Seitz</i> )	Failed
<b>HB 340</b>	Tax Expenditure Report Amendments ( <i>David Clark</i> )	Failed
<b>HB 341</b>	Property Tax Levy for Education ( <i>Michael R. Styler</i> )	Failed
<b>HB 342</b>	Presidential Primary Amendments ( <i>M. Susan Lawrence</i> )	Passed
<b>HB 343</b>	Amendments Regarding Illegal Drugs in Correctional Facilities ( <i>LaVar Christensen</i> )	Failed
<b>HB 344</b>	Changing Statutory Presumption ( <i>Chad E. Bennion</i> )	Failed
<b>HB 345</b>	Financial Services Changes ( <i>Brent D. Parker</i> )	Failed
<b>HB 346</b>	Outdoor Advertising Amendments ( <i>Brent H. Goodfellow</i> )	Passed
<b>HB 347</b>	State Government Retirement Amendments ( <i>Brad L. Dee</i> )	Failed
<b>HB 348</b>	Limitation on Alimony ( <i>Wayne A. Harper</i> )	Failed
<b>HB 349</b>	Practice of Law Amendments ( <i>Stephen H. Urquhart</i> )	Passed
<b>HB 350</b>	Fiscal Year Appropriation Limit ( <i>James A. Ferrin</i> )	Failed

<b>HB 351</b>	Budget Reforms ( <i>Ron Bigelow</i> )	Failed
<b>HB 352</b>	Election Law Voter Registration and Election Notice Amendments ( <i>Douglas C. Aagard</i> )	Passed
<b>HB 353</b>	Vehicle Disclosure Requirements ( <i>DeMar Bud Bowman</i> )	Passed
<b>HB 354</b>	Financial Services Amendments ( <i>James R. Gowans</i> )	Failed
<b>HB 355</b>	Financial Institution Amendments ( <i>David Ure</i> )	Failed
<b>HB 356</b>	General Government Changes ( <i>David Ure</i> )	Failed
<b>HB 357</b>	Amendments to Utah Arbitration Statute ( <i>LaVar Christensen</i> )	Failed
<b>HB 358</b>	County Fund Balances ( <i>Bradley T. Johnson</i> )	Passed
<b>HB 359</b>	Changes to State Government Law ( <i>Steven R. Mascaro</i> )	Failed
<b>HB 360</b>	Child Support Obligations - Use of Utah Data ( <i>Eric K. Hutchings</i> )	Failed
<b>HB 361</b>	Verification of Paternity ( <i>Eric K. Hutchings</i> )	Failed
<b>HB 362</b>	Amendments to Construction Contracts Regarding Unreasonable Delays ( <i>Eric K. Hutchings</i> )	Failed
<b>HB 363</b>	Task Force on Legislative Reform ( <i>J. Morgan Philpot</i> )	Failed
<b>HB 364</b>	Rental Car Companies Amendments ( <i>Katherine M. Bryson</i> )	Failed
<b>HB 365</b>	Insurance Amendments ( <i>Rebecca D. Lockhart</i> )	Failed
<b>HB 366</b>	School and Institutional Trust Lands Administration Revenue Enhancement ( <i>Stephen H. Urquhart</i> )	Failed
<b>HB 367</b>	Delivery Sales of Cigarettes ( <i>Eric K. Hutchings</i> )	Failed
<b>HB 368</b>	Bottling Amendments ( <i>Ty McCartney</i> )	Failed
<b>HB 369</b>	Right to Display U.S. Flag at Person's Residence ( <i>Carl W. Duckworth</i> )	Failed
<b>HB 370</b>	Certification of Judges ( <i>Katherine M. Bryson</i> )	Failed
<b>HB 371</b>	Court Security Fee ( <i>David L. Hogue</i> )	Passed
<b>HB 372</b>	Captive Insurers Act ( <i>James A. Dunnigan</i> )	Passed
<b>HB 373</b>	Insurance Law Revisions ( <i>James A. Ferrin</i> )	Passed
<b>HB 374</b>	Insurance Producers Amendments ( <i>James A. Dunnigan</i> )	Passed
<b>HCR 1</b>	Resolution Urging Reworking of Census Data Collection Procedures ( <i>Martin R. Stephens</i> )	Passed
<b>HCR 2</b>	Resolution Recognizing Resourceful Use of Technology in the Classroom ( <i>Gregory H. Hughes</i> )	Passed
<b>HCR 3</b>	Resolution on Tuition Tax Credit Ballot Opinion Question ( <i>Sheryl L. Allen</i> )	Failed
<b>HCR 4</b>	Resolution Urging Federal and State Action Against Internet Abuses ( <i>Dana C. Love</i> )	Passed
<b>HCR 5</b>	Resolution Urging Limited Use of School and Institutional Trust Land Principal ( <i>LaVar Christensen</i> )	Failed
<b>HCR 6</b>	Resolution Urging Approval Process Required Before Federal Wild and Scenic River Designation ( <i>Bradley T. Johnson</i> )	Passed
<b>HCR 7</b>	Resolution Promoting Character and Citizenship Education ( <i>Karen W. Morgan</i> )	Passed
<b>HCR 8</b>	Resolution Supporting Hill Air Force Base ( <i>Martin R. Stephens</i> )	Passed
<b>HCR 9</b>	Resolution Recognizing Positive Influence of Local Businesses on State Economy ( <i>John Dougall</i> )	Passed
<b>HCR 10</b>	Resolution Approving Deep Creek - Tender of Judgment ( <i>Greg J. Curtis</i> )	Passed
<b>HCR 11</b>	Resolution Promoting Moderately Sized Schools ( <i>David N. Cox</i> )	Failed
<b>HCR 12</b>	Resolution Honoring Crew of Space Shuttle Columbia ( <i>John Dougall</i> )	Passed
<b>HCR 13</b>	Resolution Honoring Senator Frank Moss ( <i>Judy Ann Buffmire</i> )	Failed
<b>HCR 14</b>	Resolution Encouraging Congressional Funding of Individuals with Disabilities Education Act ( <i>Kory M. Holdaway</i> )	Failed
<b>HCR 15</b>	Resolution Supporting President and Administration Regarding Iraq ( <i>Chad E. Bennion</i> )	Failed

<b>HJR 1</b>	Executive Appropriation Committee Process Amendments ( <i>James A. Ferrin</i> ) . . . . .	Failed
<b>HJR 2</b>	Resolution Requesting State Agencies to Keep Legislators Informed ( <i>David L. Hogue</i> ) . . .	Passed
<b>HJR 3</b>	Resolution on Offers for Settlement of Cases ( <i>John Dougall</i> ) . . . . .	Failed
<b>HJR 4</b>	Resolution Approving Compensation of In-session Employees ( <i>Merlynn T. Newbold</i> ) . . . . .	Passed
<b>HJR 5</b>	Joint Rules Resolution - Amendments to Certain Processes ( <i>Marda Dillree</i> ) . . . . .	Passed
<b>HJR 6</b>	Joint Rules Resolution - Legislative Expenses ( <i>Marda Dillree</i> ) . . . . .	Passed
<b>HJR 7</b>	Resolution on Special Sessions of the Legislature ( <i>Chad E. Bennion</i> ) . . . . .	Failed
<b>HJR 8</b>	Joint Rules Resolution - Report of Committee Vote ( <i>Marda Dillree</i> ) . . . . .	Passed
<b>HJR 9</b>	Interim Rules Resolution - Report of Committee Vote ( <i>Marda Dillree</i> ) . . . . .	Passed
<b>HJR 10</b>	Resolution Encouraging Sharing Exhibits with History Museum ( <i>David Clark</i> ) . . . . .	Passed
<b>HJR 11</b>	Resolution Providing Property Tax Relief ( <i>LaVar Christensen</i> ) . . . . .	Failed
<b>HJR 12</b>	Resolution Providing Management of Wolves in Utah ( <i>Michael R. Styler</i> ) . . . . .	Passed
<b>HJR 13</b>	Joint Resolution Supporting Repeal of Federal Estate Tax ( <i>Craig W. Buttars</i> ) . . . . .	Passed
<b>HJR 14</b>	Joint Resolution Supporting Action Plan for Public Lands and Education ( <i>Stephen H. Urquhart</i> ) . . . . .	Passed
<b>HJR 15</b>	Resolution Supporting Efforts to Build and Deploy National Missile Defense System ( <i>Michael T. Morley</i> ) . . . . .	Passed
<b>HJR 16</b>	Resolution Regarding the Collection and Retention of Personal Information by Government Entities ( <i>Wayne A. Harper</i> ) . . . . .	Passed
<b>HJR 17</b>	Resolution Creating a Decennial Redistricting Commission ( <i>Rosalind J. McGee</i> ) . . . . .	Failed
<b>HJR 18</b>	Resolution Amending Legislative Appropriations Process ( <i>Wayne A. Harper</i> ) . . . . .	Failed
<b>HJR 19</b>	Resolution Reaffirming Protection of Liberties and Civil Rights of Citizens of Utah ( <i>Eric K. Hutchings</i> ) . . . . .	Failed
<b>HJR 20</b>	Master Study Resolution ( <i>Greg J. Curtis</i> ) . . . . .	Passed
<b>HJR 21</b>	Joint Resolution Providing Gift Ban for Legislators ( <i>Ralph Becker</i> ) . . . . .	Failed
<b>HJR 22</b>	Resolution Providing Revisions to State Government ( <i>Brad King</i> ) . . . . .	Failed
<b>HJR 23</b>	Resolution Authorizing Calling Impeachment Session ( <i>David Ure</i> ) . . . . .	Failed
<b>HJR 24</b>	Resolution Urging Congress to Abolish the Alternative Minimum Tax ( <i>J. Morgan Philpot</i> ) .	Passed
<b>HJR 25</b>	Resolution Urging School Districts to Limit Construction Costs on New School Buildings ( <i>James A. Ferrin</i> ) . . . . .	Failed
<b>HJR 26</b>	Resolution Recognizing Competitive Academic Achievement among High Schools in Utah ( <i>Bradley G. Last</i> ) . . . . .	Passed
<b>HJR 27</b>	Resolution Regarding B and C Radioactive Waste License ( <i>Ralph Becker</i> ) . . . . .	Failed
<b>HJR 28</b>	Resolution Urging Congress to Review Immigration and Naturalization ( <i>Duane E. Bourdeaux</i> ) . . . . .	Passed
<b>HR 1</b>	House Rules Resolution - Standing Committee Revision ( <i>Ron Bigelow</i> ) . . . . .	Passed
<b>HR 2</b>	House Rules Resolution - Duties of Chief Clerk Amendment ( <i>J. Morgan Philpot</i> ) . . . . .	Passed
<b>HR 3</b>	House Rules Resolution - Report of Committee Vote ( <i>Marda Dillree</i> ) . . . . .	Passed
<b>HR 4</b>	House Rules Resolution - Witness Oaths ( <i>Chad E. Bennion</i> ) . . . . .	Passed
<b>HR 5</b>	House Rules Resolution - Scheduling Guest Speakers ( <i>Marda Dillree</i> ) . . . . .	Passed
<b>HR 6</b>	House Rules Resolution Requiring Political Caucuses to Be Open ( <i>Scott Daniels</i> ) . . . . .	Failed
<b>HR 7</b>	Resolution Urging Congress to Withdraw the United States from the United Nations ( <i>Don E. Bush</i> ) . . . . .	Failed
<b>HR 8</b>	Motor Carrier and Tour Bus Safety Resolution ( <i>LaWanna Lou Shurtliff</i> ) . . . . .	Failed
<b>HR 9</b>	Resolution Initiating Impeachment Proceedings for Judge Ray M. Harding, Jr. ( <i>Neal B. Hendrickson</i> ) . . . . .	Passed
<b>HR 10</b>	House Rules Resolution - Impeachment Process ( <i>Greg J. Curtis</i> ) . . . . .	Passed

<b>SB 1</b>	Supplemental Appropriations Act ( <i>Leonard M. Blackham</i> )	Passed
<b>SB 2</b>	General Obligation Bond and Capital Facilities Authorizations ( <i>Beverly Ann Evans</i> )	Passed
<b>SB 3</b>	Supplemental Appropriations Act II ( <i>Leonard M. Blackham</i> )	Line Item Vetoed
<b>SB 4</b>	Clean Special Fuel Tax Certificate - Exemption ( <i>David H. Steele</i> )	Passed
<b>SB 5</b>	Retirement and Independent Entities Committee Amendments ( <i>Beverly Ann Evans</i> )	Passed
<b>SB 6</b>	Retailer Requirements in Printing Financial Transaction Card Receipt ( <i>Carlene M. Walker</i> )	Passed
<b>SB 7</b>	Automobile Homicide Amendments ( <i>Carlene M. Walker</i> )	Passed
<b>SB 8</b>	Sentencing in Capital Cases Amendments ( <i>David L. Gladwell</i> )	Passed
<b>SB 9</b>	Comprehensive Health Insurance Pool Amendments ( <i>Gene Davis</i> )	Passed
<b>SB 10</b>	Preneed Funeral Arrangement Amendments ( <i>Patrice M. Arent</i> )	Passed
<b>SB 11</b>	Child Care Amendments ( <i>Beverly Ann Evans</i> )	Passed
<b>SB 12</b>	Industrial Assistance Fund Amendments ( <i>Beverly Ann Evans</i> )	Passed
<b>SB 13</b>	DUI Plea Restrictions ( <i>D. Chris Buttars</i> )	Passed
<b>SB 14</b>	Governor's Office of Planning and Budget Recodification and Revisions ( <i>Ron Allen</i> )	Passed
<b>SB 15</b>	Workforce Services Amendments ( <i>Scott K. Jenkins</i> )	Passed
<b>SB 16</b>	Master State Highways Amendments ( <i>David H. Steele</i> )	Passed
<b>SB 17</b>	Sales and Use Tax - Exemption for Semiconductor Fabricating or Processing Materials ( <i>Curtis S. Bramble</i> )	Passed
<b>SB 18</b>	Lieutenant Governor Certification of Special District and Local District Annexations, Withdrawals, and Dissolutions ( <i>David L. Gladwell</i> )	Passed
<b>SB 19</b>	Vehicle History Information ( <i>Dan R. Eastman</i> )	Passed
<b>SB 20</b>	Facilitation of E-government ( <i>David H. Steele</i> )	Passed
<b>SB 21</b>	Amendments to the Interlocal Cooperation Act ( <i>Leonard M. Blackham</i> )	Passed
<b>SB 22</b>	Telecommunications Related Taxes, Fees, and Charges ( <i>Curtis S. Bramble</i> )	Failed
<b>SB 23</b>	State and Local Taxes, Fees, and Charges Related to Telecommunications ( <i>Curtis S. Bramble</i> )	Passed
<b>SB 24</b>	Local Human Services Authorities Amendments ( <i>Scott K. Jenkins</i> )	Passed
<b>SB 25</b>	Commitment and Custody of Minors Amendments ( <i>Scott K. Jenkins</i> )	Passed
<b>SB 26</b>	Sunset Act Reauthorizations ( <i>Patrice M. Arent</i> )	Passed
<b>SB 27</b>	Susan Gall Involuntary Commitment Amendments ( <i>Leonard M. Blackham</i> )	Passed
<b>SB 28</b>	Initiative Amendments ( <i>John W. Hickman</i> )	Passed
<b>SB 29</b>	Legislative Reporting and Access to Certain Information ( <i>Mike Dmitrich</i> )	Passed
<b>SB 30</b>	Utah Administrative Rulemaking Act Amendments ( <i>Howard A. Stephenson</i> )	Passed
<b>SB 31</b>	Property Forfeiture Amendments ( <i>John L. Valentine</i> )	Failed
<b>SB 32</b>	Driver Education Courses ( <i>Carlene M. Walker</i> )	Passed
<b>SB 33</b>	Fees for Sheriff ( <i>Mike Dmitrich</i> )	Passed
<b>SB 34</b>	Tuition Tax Credits ( <i>D. Chris Buttars</i> )	Failed
<b>SB 35</b>	Redevelopment of Superfund Sites ( <i>D. Chris Buttars</i> )	Passed
<b>SB 36</b>	Mineral Lease Fund Amendments ( <i>Beverly Ann Evans</i> )	Passed
<b>SB 37</b>	Task Force Study of Impact of Gravel Pits ( <i>Peter C. Knudson</i> )	Passed
<b>SB 38</b>	Child Access to Firearm Prevention Amendments ( <i>Paula F. Julander</i> )	Failed
<b>SB 39</b>	Amendments to the Utah Antidiscrimination Act ( <i>Ed P. Mayne</i> )	Failed
<b>SB 40</b>	Pay Plan - Salary Survey Amendments ( <i>Mike Dmitrich</i> )	Passed
<b>SB 41</b>	Clandestine Lab Racketeering Amendment ( <i>Patrice M. Arent</i> )	Passed
<b>SB 42</b>	Fraudulent Use of Credit Card Number ( <i>Carlene M. Walker</i> )	Passed

<b>SB 43</b>	Providing Information Relating to Tax Credits and Tax Filing Due Dates ( <i>David H. Steele</i> )	Passed
<b>SB 44</b>	Tort Reform Amendments ( <i>Leonard M. Blackham</i> )	Failed
<b>SB 45</b>	Lobbyist Reporting Requirements ( <i>Patrice M. Arent</i> )	Passed
<b>SB 46</b>	Residential Property Tax Exemptions ( <i>Ed P. Mayne</i> )	Failed
<b>SB 47</b>	Labor Commission - Appeals Board ( <i>John L. Valentine</i> )	Passed
<b>SB 48</b>	Forced Entry to Make Arrest ( <i>David L. Thomas</i> )	Passed
<b>SB 49</b>	Driver License and Identification Card Amendments ( <i>Parley G. Hellewell</i> )	Passed
<b>SB 50</b>	Municipal Land Use and Development Amendments ( <i>Michael G. Waddoups</i> )	Failed
<b>SB 51</b>	Planetarium Amendments ( <i>Gene Davis</i> )	Passed
<b>SB 52</b>	Access to Uninsured Motorist Information ( <i>David H. Steele</i> )	Passed
<b>SB 53</b>	Amendments to Controlled Substance Act ( <i>Peter C. Knudson</i> )	Passed
<b>SB 54</b>	Mobile Home Park Residency Act Amendments ( <i>Ed P. Mayne</i> )	Failed
<b>SB 55</b>	Provisional Ballot Amendments ( <i>Dan R. Eastman</i> )	Passed
<b>SB 56</b>	Local Government Boards of Examiners ( <i>James M. Evans</i> )	Failed
<b>SB 57</b>	Charter School Amendments ( <i>Howard A. Stephenson</i> )	Passed
<b>SB 58</b>	Youth Corrections - Division Name Amendment ( <i>Parley G. Hellewell</i> )	Passed
<b>SB 59</b>	Amendments to Unsolicited Commercial and Sexually Explicit Email Act ( <i>Patrice M. Arent</i> )	Failed
<b>SB 60</b>	Health Care - Uniform Data Formatting Standards ( <i>Gregory S. Bell</i> )	Failed
<b>SB 61</b>	Public Utility Related Amendments ( <i>John L. Valentine</i> )	Passed
<b>SB 62</b>	Utah House Inspection Standard of Practice ( <i>Paula F. Julander</i> )	Failed
<b>SB 63</b>	Core Curriculum Amendments ( <i>Bill Wright</i> )	Failed
<b>SB 64</b>	Alternative Teacher Licensing ( <i>Bill Wright</i> )	Failed
<b>SB 65</b>	Reclamation Surety for Mining Operations ( <i>Mike Dmitrich</i> )	Passed
<b>SB 66</b>	Alcoholic Beverage Enforcement and Treatment ( <i>Michael G. Waddoups</i> )	Passed
<b>SB 67</b>	Revisions to Boards and Commissions ( <i>Howard A. Stephenson</i> )	Passed
<b>SB 68</b>	Voter Identification Requirements ( <i>Dan R. Eastman</i> )	Passed
<b>SB 69</b>	Pawnbroker Industry Amendments ( <i>Michael G. Waddoups</i> )	Failed
<b>SB 70</b>	Class Actions for Matters Over Which State Tax Commission has Jurisdiction ( <i>Howard A. Stephenson</i> )	Failed
<b>SB 71</b>	Rollback Tax and One-time in Lieu Fee Amendments ( <i>Peter C. Knudson</i> )	Failed
<b>SB 72</b>	Amendments to Special Districts and Local Districts for Expanded Fire Protection Services ( <i>David L. Thomas</i> )	Passed
<b>SB 73</b>	Personal Use of Campaign Funds ( <i>Karen Hale</i> )	Failed
<b>SB 74</b>	Amendments to Interlocal Cooperation Act ( <i>David L. Gladwell</i> )	Passed
<b>SB 75</b>	Criminal Background Checks by Political Subdivisions Operating Water Systems ( <i>Carlene M. Walker</i> )	Passed
<b>SB 76</b>	Utah Fireworks Act Amendments ( <i>Dan R. Eastman</i> )	Failed
<b>SB 77</b>	Independent Escrow Agents Amendments ( <i>Thomas V. Hatch</i> )	Failed
<b>SB 78</b>	Repeal of Trading Stamps Regulation ( <i>Scott K. Jenkins</i> )	Passed
<b>SB 79</b>	Disabled Parking Fine ( <i>D. Chris Buttars</i> )	Passed
<b>SB 80</b>	Adverse Benefit Determination Amendments ( <i>Peter C. Knudson</i> )	Passed
<b>SB 81</b>	Public Safety Retirement Amendments ( <i>Mike Dmitrich</i> )	Failed
<b>SB 82</b>	Authorized Overspending Limit in Federal Medicaid Budget ( <i>Beverly Ann Evans</i> )	Failed
<b>SB 83</b>	Occupational and Professional Licensing Modifications ( <i>Lyle W. Hillyard</i> )	Passed
<b>SB 84</b>	Real Property Voluntary Environmental Restrictive Covenants ( <i>Bill Wright</i> )	Passed

<b>SB 85</b>	Underground Storage Tank Amendment ( <i>Bill Wright</i> )	Passed
<b>SB 86</b>	Prohibition of Automatic Renewal of Service Contracts ( <i>Michael G. Waddoups</i> )	Passed
<b>SB 87</b>	Library Amendments ( <i>Michael G. Waddoups</i> )	Passed
<b>SB 88</b>	Security Personnel Licensing Act Amendments ( <i>Dan R. Eastman</i> )	Passed
<b>SB 89</b>	Mental Health Professional Practice Act Amendments ( <i>D. Chris Buttars</i> )	Passed
<b>SB 90</b>	Prescriptive Practice Peer Committee Repealer ( <i>Paula F. Julander</i> )	Passed
<b>SB 91</b>	Funeral Services Amendments ( <i>David L. Gladwell</i> )	Passed
<b>SB 92</b>	Land Surveyor Amendments ( <i>Howard A. Stephenson</i> )	Passed
<b>SB 93</b>	Justice Court Judges Amendments ( <i>Thomas V. Hatch</i> )	Passed
<b>SB 94</b>	Certified Public Accountant Licensing Act Amendments ( <i>John L. Valentine</i> )	Passed
<b>SB 95</b>	State Emergency Medical Services Amendments ( <i>John L. Valentine</i> )	Passed
<b>SB 96</b>	Division of Occupational and Professional Licensing Act Amendments ( <i>Paula F. Julander</i> )	Passed
<b>SB 97</b>	County Annexation Amendments ( <i>Carlene M. Walker</i> )	Passed
<b>SB 98</b>	Taxation of Medically Implanted Devices and Prosthetics ( <i>D. Chris Buttars</i> )	Failed
<b>SB 99</b>	Seat Belt Enforcement ( <i>Karen Hale</i> )	Failed
<b>SB 100</b>	Indian Affairs Amendments ( <i>Beverly Ann Evans</i> )	Passed
<b>SB 101</b>	Procurement Code Requirements of Health Care Benefits ( <i>Ed P. Mayne</i> )	Failed
<b>SB 102</b>	Property Tax Appeal Provisions ( <i>Curtis S. Bramble</i> )	Failed
<b>SB 103</b>	Concealed Weapon Permit Holder Amendments ( <i>Curtis S. Bramble</i> )	Passed
<b>SB 104</b>	Disclosure of Vehicle Information for Product Recall ( <i>Dan R. Eastman</i> )	Passed
<b>SB 105</b>	Pledge of Allegiance in Public Schools ( <i>D. Chris Buttars</i> )	Passed
<b>SB 106</b>	Highway Patrol Use of Unmarked Vehicles ( <i>Curtis S. Bramble</i> )	Passed
<b>SB 107</b>	Certification of Mines ( <i>Mike Dmitrich</i> )	Passed
<b>SB 108</b>	Dangerous Weapons Amendments ( <i>Michael G. Waddoups</i> )	Passed
<b>SB 109</b>	Education Assistance for National Guard Members ( <i>Peter C. Knudson</i> )	Passed
<b>SB 110</b>	Individual Income Tax - State Earned Income Tax Credit ( <i>Thomas V. Hatch</i> )	Failed
<b>SB 111</b>	Process Servers ( <i>Michael G. Waddoups</i> )	Passed
<b>SB 112</b>	Government Records Protections for Federal Mission of National Guard ( <i>Peter C. Knudson</i> )	Passed
<b>SB 113</b>	Midwife Certification Act ( <i>Thomas V. Hatch</i> )	Failed
<b>SB 114</b>	Journal of Notary Public Acts ( <i>Peter C. Knudson</i> )	Failed
<b>SB 115</b>	Theft Detection Shielding Devices Amendments ( <i>John W. Hickman</i> )	Passed
<b>SB 116</b>	DNA - Amendment Regarding Warrants ( <i>Lyle W. Hillyard</i> )	Passed
<b>SB 117</b>	Aggravated Robbery Amendments ( <i>Lyle W. Hillyard</i> )	Passed
<b>SB 118</b>	Individual Income Tax - Adoption Expenses ( <i>Carlene M. Walker</i> )	Passed
<b>SB 119</b>	Motor Vehicle Insurance - Personal Injury Protection ( <i>Mike Dmitrich</i> )	Failed
<b>SB 120</b>	Payment of Wages Amendments ( <i>Scott K. Jenkins</i> )	Passed
<b>SB 121</b>	Federal Health Insurance Portability and Accountability Act Compliance Amendments ( <i>Peter C. Knudson</i> )	Passed
<b>SB 122</b>	Utah Antidiscrimination Act Amendments ( <i>Scott K. Jenkins</i> )	Passed
<b>SB 123</b>	Inherent Risk of Livestock Activities ( <i>Beverly Ann Evans</i> )	Passed
<b>SB 124</b>	Capitol Arts Placement Commission ( <i>Karen Hale</i> )	Passed
<b>SB 125</b>	Restrictions on Passengers in Pickup Trucks ( <i>Curtis S. Bramble</i> )	Failed
<b>SB 126</b>	Workers' Compensation Amendments ( <i>Ed P. Mayne</i> )	Passed
<b>SB 127</b>	Appearance of Driver License Amendments ( <i>John L. Valentine</i> )	Passed

<b>SB 128</b>	Protective Order Amendments ( <i>Lyle W. Hillyard</i> )	Passed
<b>SB 129</b>	State and Local Agencies Criteria in Awarding Bids ( <i>James M. Evans</i> )	Failed
<b>SB 130</b>	Regulations of Check Cashers ( <i>Ed P. Mayne</i> )	Passed
<b>SB 131</b>	Individual Income Tax - Subtractions from Federal Taxable Income ( <i>Curtis S. Bramble</i> )	Passed
<b>SB 132</b>	Child Support and Paternity Amendments ( <i>Lyle W. Hillyard</i> )	Passed
<b>SB 133</b>	Reauthorization of the Energy Policy Task Force ( <i>Leonard M. Blackham</i> )	Passed
<b>SB 134</b>	Promotion of Preventative Health Care ( <i>Paula F. Julander</i> )	Failed
<b>SB 135</b>	Redevelopment Agencies - Exemption for School Property Taxes ( <i>Leonard M. Blackham</i> )	Failed
<b>SB 136</b>	Guilty and Mentally Ill Sentencing Amendments ( <i>David L. Gladwell</i> )	Passed
<b>SB 137</b>	Regulation of Coercive Restraint Practices ( <i>Parley G. Hellewell</i> )	Failed
<b>SB 138</b>	Medical Malpractice Amendments ( <i>Leonard M. Blackham</i> )	Passed
<b>SB 139</b>	Voted Leeway Amendments ( <i>Lyle W. Hillyard</i> )	Failed
<b>SB 140</b>	Prescription Drug Assistance Program ( <i>James M. Evans</i> )	Passed
<b>SB 141</b>	Local Government Capital Projects ( <i>Howard A. Stephenson</i> )	Passed
<b>SB 142</b>	Agricultural Cooperatives Amendments ( <i>Leonard M. Blackham</i> )	Passed
<b>SB 143</b>	Motor Vehicle Disclosure Requirements - Purchaser's Rights ( <i>Dan R. Eastman</i> )	Passed
<b>SB 144</b>	Health Insurance - Prompt Payment Amendments ( <i>Peter C. Knudson</i> )	Failed
<b>SB 145</b>	Application of Utah Public Officers' and Employees' Ethics Act ( <i>Ed P. Mayne</i> )	Failed
<b>SB 146</b>	Waste Fee Amendments ( <i>Bill Wright</i> )	Passed
<b>SB 147</b>	Streamlined Sales Tax Project Amendments ( <i>Lyle W. Hillyard</i> )	Passed
<b>SB 148</b>	Property Tax - Farmland Assessment Act ( <i>Thomas V. Hatch</i> )	Passed
<b>SB 149</b>	Bonding Law Amendments - State Financing Consolidation Act ( <i>Leonard M. Blackham</i> )	Passed
<b>SB 150</b>	Uniform Trust Act ( <i>Lyle W. Hillyard</i> )	Failed
<b>SB 151</b>	Amendments Related to Information Technology ( <i>David H. Steele</i> )	Passed
<b>SB 152</b>	Utah Procurement Code Amendments ( <i>David H. Steele</i> )	Failed
<b>SB 153</b>	Alcoholic Beverage Amendments ( <i>John L. Valentine</i> )	Passed
<b>SB 154</b>	Public Education Amendments ( <i>Thomas V. Hatch</i> )	Passed
<b>SB 155</b>	Professional Employer Organizations ( <i>Ed P. Mayne</i> )	Passed
<b>SB 156</b>	Safety Requirements for Public Water Systems ( <i>Ed P. Mayne</i> )	Failed
<b>SB 157</b>	Regulation of Credit Union Service Organizations and Other Credit Union Related Entities ( <i>Lyle W. Hillyard</i> )	Passed
<b>SB 158</b>	Division of Child and Family Services Management Information System Amendments ( <i>D. Chris Buttars</i> )	Passed
<b>SB 159</b>	Amendments to Insurance Law ( <i>John L. Valentine</i> )	Failed
<b>SB 160</b>	Insurance Related Amendments ( <i>John L. Valentine</i> )	Failed
<b>SB 161</b>	Insurance Law Amendments ( <i>John L. Valentine</i> )	Failed
<b>SB 162</b>	Medical Benefits Recovery Act Amendments ( <i>David H. Steele</i> )	Failed
<b>SB 163</b>	Driver License Suspension Requirements ( <i>Ron Allen</i> )	Passed
<b>SB 164</b>	County Amendments ( <i>David L. Gladwell</i> )	Passed
<b>SB 165</b>	Gubernatorial Nominee Amendments ( <i>Lyle W. Hillyard</i> )	Vetoed
<b>SB 166</b>	Community and Economic Development Amendments ( <i>Carlene M. Walker</i> )	Failed
<b>SB 167</b>	Scope of Dental Practice ( <i>Peter C. Knudson</i> )	Failed
<b>SB 168</b>	Higher Education Legislative Task Force ( <i>David L. Gladwell</i> )	Failed
<b>SB 169</b>	Transfer of State Iron County Correction Facility to County ( <i>Thomas V. Hatch</i> )	Failed
<b>SB 170</b>	Amendments to Workers' Compensation ( <i>Curtis S. Bramble</i> )	Failed
<b>SB 171</b>	Environmental Waste - Taxation and Perpetual Care Fund ( <i>John L. Valentine</i> )	Failed

<b>SB 172</b>	Hazardous Waste Regulation and Tax Policy Task Force and Moratorium on Acceptance of Class B and C Radioactive Waste ( <i>Curtis S. Bramble</i> )	Passed
<b>SB 173</b>	Department of Agriculture Amendments ( <i>Leonard M. Blackham</i> )	Passed
<b>SB 174</b>	Lien of Licensed Health Care Provider ( <i>D. Chris Buttars</i> )	Failed
<b>SB 175</b>	Revenue Procedures and Control Act Amendments ( <i>Curtis S. Bramble</i> )	Passed
<b>SB 176</b>	Education Support License Plate ( <i>James M. Evans</i> )	Passed
<b>SB 177</b>	Regulation of Debt Cancellation Agreements and Debt Suspension Agreements ( <i>John L. Valentine</i> )	Passed
<b>SB 178</b>	Insurance Commission Revisions ( <i>John L. Valentine</i> )	Failed
<b>SB 179</b>	Notice of Claim of Governmental Immunity ( <i>David L. Gladwell</i> )	Failed
<b>SB 180</b>	Emergency Medical Services ( <i>Curtis S. Bramble</i> )	Passed
<b>SB 181</b>	Appointment of Attorney to Advise County Executive and County Legislative Body ( <i>Carlene M. Walker</i> )	Failed
<b>SB 182</b>	Individual Income Tax - Contribution to Boys and Girls Clubs of America ( <i>D. Chris Buttars</i> )	Failed
<b>SB 183</b>	Funding for Childrens Health Insurance Program - Dental ( <i>Peter C. Knudson</i> )	Failed
<b>SB 184</b>	Municipal Improvement District Amendments ( <i>Carlene M. Walker</i> )	Passed
<b>SB 185</b>	School Personnel - Procedural Rights ( <i>D. Chris Buttars</i> )	Failed
<b>SB 186</b>	Uninsured and Underinsured Motorist Coverage ( <i>Dan R. Eastman</i> )	Passed
<b>SB 187</b>	Eminent Domain Amendments ( <i>Parley G. Hellewell</i> )	Passed
<b>SB 188</b>	Fuel Tax Credit ( <i>Scott K. Jenkins</i> )	Passed
<b>SB 189</b>	Veterans Affairs Committee Amendments ( <i>Gene Davis</i> )	Failed
<b>SB 190</b>	Expansion of Uses of Publicly Funded Shooting Ranges ( <i>Bill Wright</i> )	Failed
<b>SB 191</b>	County Oversight of Local Authorities for Human Services ( <i>Carlene M. Walker</i> )	Passed
<b>SB 192</b>	Corporate and Individual Income Tax Amendments ( <i>Curtis S. Bramble</i> )	Failed
<b>SB 193</b>	Certification of Candidate Deadline Amendments ( <i>Curtis S. Bramble</i> )	Passed
<b>SB 194</b>	Commerce and Trade - Telephone and Facsimile Solicitation Act ( <i>David L. Thomas</i> )	Passed
<b>SB 195</b>	Obstruction of Justice and Tampering with Evidence ( <i>David L. Thomas</i> )	Passed
<b>SB 196</b>	Election Law - Disclosure Requirements ( <i>Beverly Ann Evans</i> )	Passed
<b>SB 197</b>	Hunting Wildlife Restrictions ( <i>Beverly Ann Evans</i> )	Failed
<b>SB 198</b>	Division of Real Estate - Definitions Amendments ( <i>John L. Valentine</i> )	Passed
<b>SB 199</b>	Limitations on Informal Judicial Reprimands ( <i>David L. Thomas</i> )	Failed
<b>SB 200</b>	State Auditor - Expansion of Duties ( <i>Michael G. Waddoups</i> )	Passed
<b>SB 201</b>	Suspension of Certain Statutory Mandates ( <i>Leonard M. Blackham</i> )	Failed
<b>SB 202</b>	Peace Officer Amendment ( <i>Michael G. Waddoups</i> )	Passed
<b>SB 203</b>	Condominium Law Amendments ( <i>Michael G. Waddoups</i> )	Passed
<b>SB 204</b>	Government Employees - Pay for United States Armed Forces or National Guard Service Time ( <i>Curtis S. Bramble</i> )	Passed
<b>SB 205</b>	Tobacco Marketing Practices Restrictions ( <i>Curtis S. Bramble</i> )	Failed
<b>SB 206</b>	Vehicle Sale and Security Interest Amendments ( <i>David H. Steele</i> )	Passed
<b>SB 207</b>	Identity Fraud Amendments ( <i>Peter C. Knudson</i> )	Passed
<b>SB 208</b>	Warrant for Removal of Minor from Home ( <i>Bill Wright</i> )	Passed
<b>SB 209</b>	Registration for ATV's and Nonautomobiles ( <i>Curtis S. Bramble</i> )	Passed
<b>SB 210</b>	Surcharge on Moving Traffic Violations ( <i>Mike Dmitrich</i> )	Failed
<b>SB 211</b>	Consumer Sales Practices Act Amendments ( <i>Patrice M. Arent</i> )	Failed
<b>SB 212</b>	Miners Health and Safety ( <i>Ed P. Mayne</i> )	Failed

<b>SB 213</b>	Amendments to Sales and Use Tax ( <i>Ed P. Mayne</i> )	Passed
<b>SB 214</b>	Uninsured and Underinsured Motorist Amendments ( <i>Michael G. Waddoups</i> )	Passed
<b>SB 215</b>	Motor Vehicle - Minimum Coverage for Self Insured ( <i>Michael G. Waddoups</i> )	Failed
<b>SB 216</b>	Motor Carrier Fee Amendments ( <i>John W. Hickman</i> )	Passed
<b>SB 217</b>	Motor Vehicle - Title Requirements ( <i>Gregory S. Bell</i> )	Failed
<b>SB 218</b>	Unlawful Sale or Display of Motor Vehicles ( <i>Gregory S. Bell</i> )	Failed
<b>SB 219</b>	Governmental Immunity Act Amendments ( <i>Leonard M. Blackham</i> )	Failed
<b>SB 220</b>	Funds Related to Workplace Safety and Workers' Compensation ( <i>Scott K. Jenkins</i> )	Failed
<b>SB 221</b>	Utah National Parks License Plates ( <i>Thomas V. Hatch</i> )	Failed
<b>SB 222</b>	State Property Amendments ( <i>John L. Valentine</i> )	Failed
<b>SB 223</b>	Revisions to Parent Time ( <i>Lyle W. Hillyard</i> )	Passed
<b>SB 224</b>	Use of Transportation Fund ( <i>Scott K. Jenkins</i> )	Failed
<b>SB 225</b>	Limitation of Judgments Against Government Entities ( <i>Leonard M. Blackham</i> )	Passed
<b>SB 226</b>	State Tax Commission Amendments ( <i>Howard A. Stephenson</i> )	Passed
<b>SB 227</b>	Fee Increase ( <i>John W. Hickman</i> )	Failed
<b>SB 228</b>	Task Force on Alternative to Incarceration ( <i>D. Chris Buttars</i> )	Failed
<b>SB 229</b>	Tax Amendments ( <i>John L. Valentine</i> )	Failed
<b>SB 230</b>	Payment of Fire Suppression Costs on School and Institutional Trust Lands ( <i>Leonard M. Blackham</i> )	Failed
<b>SB 231</b>	Credit Union Amendments ( <i>David H. Steele</i> )	Failed
<b>SB 232</b>	Health Insurance Subrogation Amendments ( <i>Gregory S. Bell</i> )	Failed
<b>SB 233</b>	Budgetary Procedures Amendments ( <i>Leonard M. Blackham</i> )	Passed
<b>SB 234</b>	Applied Technology Education ( <i>Scott K. Jenkins</i> )	Failed
<b>SB 235</b>	General Government Operations ( <i>Karen Hale</i> )	Failed
<b>SB 236</b>	Forfeiture Procedure Amendments ( <i>Lyle W. Hillyard</i> )	Failed
<b>SB 237</b>	Government Records Access Management Act ( <i>John L. Valentine</i> )	Failed
<b>SB 238</b>	Amendments to Public Education ( <i>John L. Valentine</i> )	Failed
<b>SB 239</b>	Transportation Amendments ( <i>Dan R. Eastman</i> )	Failed
<b>SB 240</b>	Term Limit Repeal ( <i>Curtis S. Bramble</i> )	Passed
<b>SB 241</b>	Review of Parent Time, Custody, and Child Support Laws ( <i>James M. Evans</i> )	Failed
<b>SB 242</b>	Amendments to Construction Contracts ( <i>Scott K. Jenkins</i> )	Failed
<b>SB 243</b>	Tourism - Economic Stimulus Package ( <i>Peter C. Knudson</i> )	Failed
<b>SB 244</b>	Amendments to Lending Law ( <i>Gene Davis</i> )	Failed
<b>SB 245</b>	Changes to General Government ( <i>Gene Davis</i> )	Failed
<b>SB 246</b>	Amendments to Municipal Government ( <i>Thomas V. Hatch</i> )	Failed
<b>SB 247</b>	County Government Amendments ( <i>Thomas V. Hatch</i> )	Failed
<b>SB 248</b>	Bottle and Can Deposit Requirements ( <i>Gene Davis</i> )	Failed
<b>SB 249</b>	Administrative Fines - Clean up Amendments ( <i>Lyle W. Hillyard</i> )	Failed
<b>SB 250</b>	Senate Retention Vote for Judges ( <i>John L. Valentine</i> )	Failed
<b>SB 251</b>	Firearms Revisions ( <i>Beverly Ann Evans</i> )	Vetoed
<b>SB 252</b>	Nurse Practice Act Exemption Amendment ( <i>Paula F. Julander</i> )	Passed
<b>SB 253</b>	Privilege Tax - Public Land ( <i>Thomas V. Hatch</i> )	Passed
<b>SB 254</b>	Revenue Bond Authorization ( <i>John L. Valentine</i> )	Failed
<b>SCR 1</b>	Resolution Urging Light Pollution Prevention ( <i>Ron Allen</i> )	Failed
<b>SCR 2</b>	Resolution Regarding Clinical Trials for Women's Health Care ( <i>Paula F. Julander</i> )	Passed
<b>SCR 3</b>	Resolution Designating Legislators Back to School Week ( <i>Howard A. Stephenson</i> )	Passed

<b>SCR 4</b>	Resolution Honoring Life Flight ( <i>Paula F. Julander</i> )	Failed
<b>SCR 5</b>	Concurrent Resolution on Workers' Compensation Fund Claims ( <i>Curtis S. Bramble</i> )	Failed
<b>SCR 6</b>	Resolution Memorializing Frank E. Moss ( <i>Patrice M. Arent</i> )	Failed
<b>SCR 7</b>	Resolution Supporting Organ Donation ( <i>Karen Hale</i> )	Failed
<b>SJR 1</b>	Joint Resolution - Rules Revisions Renaming an Appropriations Subcommittee ( <i>Beverly Ann Evans</i> )	Passed
<b>SJR 2</b>	Resolution Reappointing General Counsel ( <i>Michael G. Waddoups</i> )	Passed
<b>SJR 3</b>	Resolution Providing for Contested Judicial Elections ( <i>David L. Thomas</i> )	Failed
<b>SJR 4</b>	Resolution Urging That a Public Hearing Be Held on the Structure of the Public Service Commission ( <i>Ed P. Mayne</i> )	Passed
<b>SJR 5</b>	Resolution on Municipal Water Rights ( <i>Scott K. Jenkins</i> )	Failed
<b>SJR 6</b>	Resolution Capping Property Tax for Certain Residents ( <i>D. Chris Buttars</i> )	Failed
<b>SJR 7</b>	Resolution Supporting a Free Trade Agreement ( <i>Peter C. Knudson</i> )	Passed
<b>SJR 8</b>	Resolution Recognizing Liberty Day ( <i>Ed P. Mayne</i> )	Passed
<b>SJR 9</b>	Joint Resolution on Radioactive Waste ( <i>Michael G. Waddoups</i> )	Failed
<b>SJR 10</b>	Health Resolution ( <i>Peter C. Knudson</i> )	Failed
<b>SJR 11</b>	Resolution Encouraging Congress to Enact Medicare Prescription Drug Benefit ( <i>Gene Davis</i> )	Failed
<b>SJR 12</b>	Joint Rule Resolution - Review and Fiscal Noting of Tax Exemptions ( <i>Lyle W. Hillyard</i> )	Failed
<b>SR 1</b>	Senate Rules Resolution - Standing Committee Revisions ( <i>Beverly Ann Evans</i> )	Passed
<b>SR 2</b>	Senate Rules Resolution - Pledge of Allegiance ( <i>David L. Gladwell</i> )	Passed
<b>SR 3</b>	Senate Rules Resolution - Report of Committee Vote ( <i>Lyle W. Hillyard</i> )	Passed
<b>SR 4</b>	Senate Rules Resolution - Quorum in Senate Committee ( <i>Lyle W. Hillyard</i> )	Passed
<b>SR 5</b>	Senate Rules Resolution - Witness Oaths ( <i>Lyle W. Hillyard</i> )	Passed
<b>SR 6</b>	Senate Rules Resolution - Senate Confirmation Process ( <i>Lyle W. Hillyard</i> )	Passed
<b>SR 7</b>	Resolution Regarding Division of Youth Corrections Name Change ( <i>Parley G. Hellewell</i> )	Failed



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Rollback Tax and One-time in Lieu Fee Amendments - SB0071  
Transfer of State Iron County Correction Facility to County - SB0169

**COURT RULES**

False Allegations in Divorce Proceedings - HB0285S1  
Resolution on Offers for Settlement of Cases - HJR003S1

**COURTS**

Amendments to Utah Arbitration Statute - HB0357S1  
Certification of Judges - HB0370  
Judicial Conduct Commission Amendments - HB0096  
Parent-time Assistance Office - HB0239  
Prelitigation Panel Amendments - HB0117S1  
Senate Retention Vote for Judges - SB0250  
Tort Reform Amendments - SB0044

**CREDIT**

Debt Cancellation Clause - HB0303  
Payday Lending - HB0166  
Use of Credit Related Instruments - HB0216S1

**CRIMINAL CODE**

Civil Antitrust Exemptions - HB0236  
Gun Show Background Check - HB0190  
Hate Crimes Amendments - HB0085  
Penalties for Violating House Arrest - HB0288  
Profits from Sale of Crime Memorabilia - HB0263  
Prohibition of Public Funding for Abortion - HB0123S6  
Theft of Gasoline - HB0279

**CRIMINAL CONDUCT**

Tax Evasion Amendments - HB0313

**DEATH**

Control of the Disposition of a Deceased Person - HB0101

**DEPARTMENT OF CORRECTIONS**

Amendments Regarding Illegal Drugs in Correctional Facilities - HB0343S1  
Transfer of State Iron County Correction Facility to County - SB0169

**DEPARTMENT OF ENVIRONMENTAL QUALITY**

Electronic Equipment Waste Disposal and Recycling Act - HB0067

**DEPARTMENT OF HEALTH**

Medical Benefits Recovery Act Amendments - SB0162

**DEPARTMENT OF HUMAN RESOURCE MANAGEMENT**

Human Resource Management Amendments - HB0289

**DISABILITIES**

Donation of Surplus Computers to Persons with a Disability - HB0323  
Resolution Encouraging Congressional Funding of Individuals with Disabilities Education Act - HCR014

**DIVISION OF CHILD AND FAMILY SERVICES**

Office of Child Care - Regulation of Grants - HB0135

**DOMESTIC VIOLENCE**

Conditions for Release after Notice Regarding Arrest for Domestic Violence - HB0269  
Protective Orders as Independent Civil Actions - HB0270

**DRIVER LICENSE**

Suspension of Driving Privileges for Habitual Truants - HB0093  
Theft of Gasoline - HB0279

**EDUCATION**

Alternative Teacher Licensing - SB0064  
Amendments to Education - HB0243  
Amendments to Public Education - SB0238  
Applied Technology Education - SB0234  
Appropriation for School District Impacted by Fee Waivers - HB0069  
Charter School Capital Facilities Loans - HB0110  
Core Curriculum Amendments - SB0063  
Education Reporting Requirements - HB0083  
Education Resource Conservation Programs - HB0153S1  
Elementary School Vending Machine Sales - HB0186S4  
High School Graduation Requirements - Financial Literacy - HB0077  
Higher Education Legislative Task Force - SB0168  
Oversight of High School Activities Association - HB0267  
Payment of Fire Suppression Costs on School and Institutional Trust Lands - SB0230  
Property Tax Levy for Education - HB0341S1  
Public Education - Alternative Language Programs - HB0111

Public Education Capital Outlay Act Amendments - HB0170  
 Resolution on Tuition Tax Credit Ballot Opinion Question - HCR003  
 Resolution Promoting Moderately Sized Schools - HCR011  
 Resolution Urging Limited Use of School and Institutional Trust Land Principal - HCR005  
 Resolution Urging School Districts to Limit Construction Costs on New School Buildings - HJR025  
 School and Institutional Trust Lands Administration Revenue Enhancement - HB0366  
 School and Institutional Trust Lands Amendments - HB0320  
 School Building Size Limitation - HB0053  
 School Contracts of Employment - HB0184  
 School Personnel - Procedural Rights - SB0185  
 Special Education Amendments - HB0297  
 Truancy Amendments - HB0076  
 Tuition Tax Credits - SB0034S2  
 Use of Education Revenues - HB0233  
 Use of Public Education Monies - HB0185  
 Use of School Trust Land Monies - HB0177  
 Voted Leeway Amendments - SB0139S1

**ELDERLY**

Control of the Disposition of a Deceased Person - HB0101  
 Individual Income Tax Credit - Amounts Paid for Care of Elderly - HB0265

**ELECTIONS**

Bond Election Dates - HB0304  
 Certification of Candidates for Political Offices - HB0099S1  
 Election Process for Nonbinding Statewide Opinion Question - HB0195  
 Initiatives - One Subject Requirement - HB0082  
 Limitations on Informal Judicial Reprimands - SB0199  
 Personal Use of Campaign Funds - SB0073  
 Poll Watcher and Preservation of Election Date Amendments - HB0150S3  
 Presidential Primary - HB0329  
 Resolution on Tuition Tax Credit Ballot Opinion Question - HCR003  
 Resolution Providing for Contested Judicial Elections - SJR003

**ELECTRICITY**

Amendments Related to Electric Public Utilities - HB0251S1

**ELECTRONIC INFORMATION**

Amendments to Email Spam Law - HB0327

Amendments to Unsolicited Commercial and Sexually Explicit Email Act - SB0059S2  
 Email Marketing - HB0312

**EMERGENCY MANAGEMENT**

Management, Enhancement, and Funding of 911 System - HB0114S2

**EMISSIONS CONTROL**

Task Force on Air Quality and Motor Vehicle Emission Standards - HB0322

**ENERGY**

Education Resource Conservation Programs - HB0153S1  
 Energy Data Collection and Reporting - HB0011  
 Renewable Energy Amendments - HB0089S3

**ENVIRONMENT**

Bottle and Can Deposit Requirements - SB0248  
 Bottling Amendments - HB0368  
 Environmental Waste - Taxation and Perpetual Care Fund - SB0171  
 Legislative Approval of State or Regional Haze Implementation Plan - HB0125S1  
 Legislative Evaluation of Approval of Radioactive Waste Facility - HB0237S1  
 Radioactive Waste Tax Increase - HB0262  
 Renewable Energy Amendments - HB0089S3  
 Resolution Regarding B and C Radioactive Waste License - HJR027  
 Resolution Urging Light Pollution Prevention - SCR001  
 Safe Drinking Water Act Amendments - HB0227  
 Tobacco Marketing Practices Restrictions - SB0205

**ETHICS**

Legislator Reporting of Gifts - HB0120

**EXECUTIVE BRANCH**

Fiscal Year Appropriation Limit - HB0350

**FAMILY**

Parent-time Assistance Office - HB0239  
 Parent-time Schedule Amendments - HB0326  
 Protective Orders as Independent Civil Actions - HB0270  
 Verification of Paternity - HB0361

**FAMILY EMPLOYMENT PROGRAM-CASH ASSISTANCE**

Family Employment Program Work Incentives - HB0319

**FEDERAL GOVERNMENT**

Authorized Overspending Limit in Federal Medicaid Budget - SB0082  
 Resolution Honoring Senator Frank Moss - HCR013  
 Resolution Memorializing Frank E. Moss - SCR006

Resolution Reaffirming Protection of Liberties and Civil Rights of Citizens of Utah - HJR019  
Resolution Supporting President and Administration Regarding Iraq - HCR015  
Resolution Urging Congress to Withdraw the United States from the United Nations - HR0007

#### **FINANCIAL INSTITUTIONS**

Amendments to Lending Law - SB0244  
Automated Teller Machine Amendments - HB0298  
Credit Union Amendments - SB0231  
Debt Cancellation Clause - HB0303  
Financial Institution Amendments - HB0355  
Financial Services Amendments - HB0354  
Financial Services Changes - HB0345  
Independent Escrow Agents Amendments - SB0077  
Payday Lending - HB0166

#### **FIRE PROTECTION**

Payment of Fire Suppression Costs on School and Institutional Trust Lands - SB0230  
Workers' Compensation - Fire Department Employees - HB0132

#### **FISH AND GAME**

Bow Hunter Safety - HB0056  
Hunting Wildlife Restrictions - SB0197

#### **FLAG (AMERICAN)**

Right to Display U.S. Flag at Person's Residence - HB0369

#### **FORFEITURE PROCEDURE**

Forfeiture Procedure Amendments - SB0236  
Property Forfeiture Amendments - SB0031

#### **GOVERNMENT OPERATIONS (STATE ISSUES)**

Application of Utah Public Officers' and Employees' Ethics Act - SB0145  
Ban on Gifts to Elected Officials - HB0049  
Bond Election Dates - HB0304  
Budget Reforms - HB0351  
Certification of Candidates for Political Offices - HB0099S1  
Changes to General Government - SB0245  
Changes to State Government Law - HB0359  
Civil Antitrust Exemptions - HB0236  
Concurrent Jurisdiction for Tooele Army Depot - HB0140  
Delivery Sales of Cigarettes - HB0367S1  
DFCM Contract Claim Resolution Process - HB0115  
Election Process for Nonbinding Statewide Opinion Question - HB0195  
Employment Restrictions on State Agency Employees - HB0292

Fiscal Year Appropriation Limit - HB0350  
General Government Amendments - HB0321  
General Government Changes - HB0356  
General Government Operations - SB0235  
Government Law Amendment - HB0337  
Government Records Access Management Act - SB0237  
Governmental Immunity Act Amendments - SB0219  
Governmental Immunity Amendments - HB0131  
Human Resource Management Amendments - HB0289  
Initiatives - One Subject Requirement - HB0082  
Joint Resolution Providing Gift Ban for Legislators - HJR021  
Limitations on Informal Judicial Reprimands - SB0199  
Local Government Boards of Examiners - SB0056S2  
Notice of Claim of Governmental Immunity - SB0179S3  
Open and Public Meetings Act - HB0052  
Personal Use of Campaign Funds - SB0073  
Poll Watcher and Preservation of Election Date Amendments - HB0150S3  
Presidential Primary - HB0329  
Procurement Code Requirements of Health Care Benefits - SB0101  
Resolution Creating a Decennial Redistricting Commission - HJR017  
Revenue Bond Authorization - SB0254  
State Agency Lobbyist Amendments - HB0215S3  
State and Local Agencies Criteria in Awarding Bids - SB0129S1  
State Appropriations and Tax Limitation Study - HB0071S1  
State Government Retirement Amendments - HB0347  
State Property Amendments - SB0222  
Transfer of State Iron County Correction Facility to County - SB0169  
Utah Procurement Code Amendments - SB0152  
Veterans Affairs Committee Amendments - SB0189

#### **GOVERNMENT PURCHASING**

Procurement Code Requirements of Health Care Benefits - SB0101  
Utah Procurement Code Amendments - SB0152

#### **GOVERNMENT RECORDS**

Energy Data Collection and Reporting - HB0011  
Government Records Access Management Act - SB0237

#### **GOVERNMENTAL IMMUNITY**

Governmental Immunity Act Amendments - SB0219  
Governmental Immunity Amendments - HB0131  
Notice of Claim of Governmental Immunity - SB0179S3

#### **HAZARDOUS MATERIALS TRANSPORTATION**

High Level Nuclear Shipment Safety Provisions - HB0143

**HAZARDOUS SUBSTANCES**

Environmental Waste - Taxation and Perpetual Care Fund - SB0171  
 Joint Resolution on Radioactive Waste - SJR009  
 Law Enforcement - Reporting Hazardous Materials Relating to Controlled Substances - HB0134S1  
 Legislative Evaluation of Approval of Radioactive Waste Facility - HB0237S1  
 Radioactive Waste Tax Increase - HB0262  
 Resolution Regarding B and C Radioactive Waste License - HJR027  
 Task Force Regarding Regulation and Taxation of Low-Level Radioactive Waste - HB0287

**HEALTH**

Amendment to Veterinary Practice Act - HB0318  
 Authorized Overspending Limit in Federal Medicaid Budget - SB0082  
 Children's Health Insurance Program Amendments - HB0139  
 Control of the Disposition of a Deceased Person - HB0101  
 Funding for Childrens Health Insurance Program - Dental - SB0183  
 Health Care - Uniform Data Formatting Standards - SB0060  
 Health Insurance - Prompt Payment Amendments - SB0144  
 Health Insurance Subrogation Amendments - SB0232  
 Health Resolution - SJR010  
 Informed Consent for Electroconvulsive Treatment and Reporting Requirements - HB0109S1  
 Insurance Coverage for Unique Medical Services - HB0113S1  
 Long-term Care - Facilities Reimbursement - HB0250  
 Medical Benefits Recovery Act Amendments - SB0162  
 Midwife Certification Act - SB0113  
 Partial Birth Abortion Amendments - HB0241  
 Prohibition of Public Funding for Abortion - HB0123S6  
 Promotion of Preventative Health Care - SB0134S2  
 Provision for Emergency Medical Services - HB0218  
 Redistribution of Tobacco Fund Amendments - HB0335S1  
 Regulations of Restraints and Seclusion - HB0214  
 Resolution Encouraging Congress to Enact Medicare Prescription Drug Benefit - SJR011  
 Resolution Supporting Organ Donation - SCR007  
 Scope of Dental Practice - SB0167

**HEALTH CARE**

Informed Consent for Electroconvulsive Treatment and Reporting Requirements - HB0109S1  
 Midwife Certification Act - SB0113

Promotion of Preventative Health Care - SB0134S2  
 Regulations of Restraints and Seclusion - HB0214  
 Taxation of Medically Implanted Devices and Prosthetics - SB0098S1

**HEALTH CARE FACILITIES**

Long-term Care - Facilities Reimbursement - HB0250

**HEALTH CARE PROVIDERS**

Lien of Licensed Health Care Provider - SB0174S1  
 Prohibition of Coercive Restraint Practices - HB0005S1  
 Resolution Honoring Life Flight - SCR004  
 Scope of Dental Practice - SB0167

**HIGHER EDUCATION**

Higher Education Legislative Task Force - SB0168

**HOUSING**

Disclosure of Meth Labs on Rental Property - HB0293  
 Homebuyers Rights - HB0283  
 Mobile Home Park Residency Act Amendments - SB0054S2  
 Utah House Inspection Standard of Practice - SB0062S2

**HUMAN SERVICES**

Child Support Collection Fee Amendment - HB0167  
 Donation of Food to Food Banks - HB0338  
 Donation of Surplus Computers to Persons with a Disability - HB0323  
 Office of Child Care - Regulation of Grants - HB0135  
 Parent-time Assistance Office - HB0239  
 Partial Birth Abortion Amendments - HB0241  
 Prohibition of Coercive Restraint Practices - HB0005S1  
 Reauthorization of Funding of State and County Health and Human Services Task Force - HB0043  
 Regulation of Coercive Restraint Practices - SB0137S2  
 Social Work Licensing Act Amendments - HB0065  
 Verification of Paternity - HB0361

**INCOME TAX**

Corporate and Individual Income Tax Amendments - SB0192  
 Earned Income Tax Credit - HB0208  
 Historic Building Rehabilitation Tax Credits - HB0193  
 Individual Income Tax - Contribution to Boys and Girls Clubs of America - SB0182  
 Individual Income Tax - State Earned Income Tax Credit - SB0110  
 Individual Income Tax - Subtraction for Federal Income Tax - HB0256  
 Individual Income Tax Amendments - HB0183S1  
 Individual Income Tax Credit - Amounts Paid for Care of Elderly - HB0265  
 Tuition Tax Credits - SB0034S2

**INFORMATION TECHNOLOGY**

Donation of Surplus Computers to Persons with a Disability - HB0323  
Electronic Equipment Waste Disposal and Recycling Act - HB0067  
Regulation of Telecommunications Carriers - HB0245

**INHERITANCE TAX**

Tax Amendments - SB0229

**INSURANCE**

Amendments to Insurance Law - SB0159  
Amendments to Workers' Compensation - SB0170  
Insurance Amendments - HB0365  
Insurance Commission Revisions - SB0178  
Insurance Law Amendments - SB0161  
Insurance Related Amendments - SB0160  
Nonforfeiture Interest Rate for Certain Annuities - HB0226

**INSURANCE, HEALTH**

Children's Health Insurance Program Amendments - HB0139  
Funding for Childrens Health Insurance Program - Dental - SB0183  
Health Care - Uniform Data Formatting Standards - SB0060  
Health Insurance - Prompt Payment Amendments - SB0144  
Health Insurance Subrogation Amendments - SB0232  
Insurance Coverage for Unique Medical Services - HB0113S1  
Procurement Code Requirements of Health Care Benefits - SB0101  
Promotion of Preventative Health Care - SB0134S2

**JUDICIARY**

Amendments to Utah Arbitration Statute - HB0357S1  
Certification of Judges - HB0370  
Child Support Obligations - Use of Utah Data - HB0360  
Court-ordered Counseling - HB0325S1  
Covenant Marriage Option - HB0213  
False Allegations in Divorce Proceedings - HB0285S1  
Judicial Conduct Commission Amendments - HB0096  
Limitation on Alimony - HB0348  
Limitations on Informal Judicial Reprimands - SB0199  
Marriage Preparation Classes - HB0314  
Medical Malpractice Awards Adjustment - HB0118  
Parent-time Amendments - HB0010S1  
Parent-time Schedule Amendments - HB0326  
Prelitigation Panel Amendments - HB0117S1  
Profits from Sale of Crime Memorabilia - HB0263  
Protective Orders as Independent Civil Actions - HB0270  
Resolution on Offers for Settlement of Cases - HJR003S1

Resolution Providing for Contested Judicial Elections - SJR003  
Resolution Regarding Division of Youth Corrections Name Change - SR0007  
Review of Parent Time, Custody, and Child Support Laws - SB0241  
Senate Retention Vote for Judges - SB0250  
Shared Parenting by Divorcing Parents - HB0006S1  
Theft of Gasoline - HB0279  
Tort Reform Amendments - SB0044  
Uniform Trust Act - SB0150

**JUVENILES**

Court-ordered Counseling - HB0325S1  
Suspension of Driving Privileges for Habitual Truants - HB0093  
Truancy Amendments - HB0076

**LABOR**

Amendments to the Utah Antidiscrimination Act - SB0039S1  
Amendments to Workers' Compensation - SB0170  
Funds Related to Workplace Safety and Workers' Compensation - SB0220  
Miners Health and Safety - SB0212  
Workers' Compensation - Fire Department Employees - HB0132

**LAW ENFORCEMENT AND CRIMINAL JUSTICE**

Amendments Regarding Illegal Drugs in Correctional Facilities - HB0343S1  
Amendments to Racial Profiling Provisions - HB0191  
Child Abduction - Prevention and Recovery - HB0127  
Child Access to Firearm Prevention Amendments - SB0038  
Civil Antitrust Exemptions - HB0236  
Concealed Weapon Permit - HB0063  
Conditions for Release after Notice Regarding Arrest for Domestic Violence - HB0269  
Controlled Substances Amendments - HB0282  
Emergency Response Costs - HB0062  
Expunging False Criminal Charges for Identity Theft - HB0315  
Gun Show Background Check - HB0190  
Hate Crimes Amendments - HB0085  
Law Enforcement - Reporting Hazardous Materials Relating to Controlled Substances - HB0134S1  
Materials Harmful to Minors Amendments - HB0252  
Pawnbroker Industry Amendments - SB0069  
Penalties for Violating House Arrest - HB0288  
Property Forfeiture Amendments - SB0031  
Task Force on Alternative to Incarceration - SB0228  
Tax Evasion Amendments - HB0313  
Theft of Gasoline - HB0279  
Utah Fireworks Act Amendments - SB0076S2

**LEGISLATIVE AFFAIRS**

Concurrent Resolution on Workers' Compensation Fund Claims - SCR005  
 Executive Appropriation Committee Process Amendments - HJR001  
 Health Resolution - SJR010  
 House Rules Resolution Requiring Political Caucuses to Be Open - HR0006  
 Legislator Reporting of Gifts - HB0120  
 Motor Carrier and Tour Bus Safety Resolution - HR0008  
 Resolution Amending Legislative Appropriations Process - HJR018S1  
 Resolution Authorizing Calling Impeachment Session - HJR023  
 Resolution Encouraging Congress to Enact Medicare Prescription Drug Benefit - SJR011  
 Resolution Encouraging Congressional Funding of Individuals with Disabilities Education Act -  
 Resolution Honoring Life Flight - SCR004  
 Resolution Honoring Senator Frank Moss - HCR013  
 Resolution Memorializing Frank E. Moss - SCR006  
 Resolution on Special Sessions of the Legislature - HJR007S2  
 Resolution on Tuition Tax Credit Ballot Opinion Question - HCR003  
 Resolution Promoting Moderately Sized Schools - HCR011  
 Resolution Providing Revisions to State Government - HJR022  
 Resolution Reaffirming Protection of Liberties and Civil Rights of Citizens of Utah - HJR019  
 Resolution Regarding Division of Youth Corrections Name Change - SR0007  
 Resolution Supporting Organ Donation - SCR007  
 Resolution Supporting President and Administration Regarding Iraq - HCR015  
 Resolution Urging Congress to Withdraw the United States from the United Nations - HR0007  
 Resolution Urging Light Pollution Prevention - SCR001  
 Resolution Urging School Districts to Limit Construction Costs on New School Buildings - HJR025  
 Suspension of Certain Statutory Mandates - SB0201  
 Task Force on Legislative Reform - HB0363

**LEGISLATURE**

Ban on Gifts to Elected Officials - HB0049  
 Joint Resolution Providing Gift Ban for Legislators - HJR021  
 Judicial Conduct Commission Amendments - HB0096  
 Legislator Reporting of Gifts - HB0120  
 Open and Public Meetings Act - HB0052  
 Task Force on Legislative Reform - HB0363

**LIABILITY INSURANCE**

Disclosure of Commercial Pest Control Business Financial Responsibility - HB0259

**LICENSURE, HUMAN SERVICES PROGRAMS**

Social Work Licensing Act Amendments - HB0065

**LIENS**

Construction Lien Amendments - HB0306S2  
 Lien of Licensed Health Care Provider - SB0174S1

**LOBBYING**

Ban on Gifts to Elected Officials - HB0049  
 Employment Restrictions on State Agency Employees - HB0292  
 State Agency Lobbyist Amendments - HB0215S3

**LOCAL BOARDS OF EDUCATION**

Resolution Promoting Moderately Sized Schools - HCR011  
 School Contracts of Employment - HB0184

**LOCAL GOVERNMENTS - CONSTITUTION**

Resolution on Municipal Water Rights - SJR005

**LOCAL HEALTH DEPARTMENTS**

Law Enforcement - Reporting Hazardous Materials Relating to Controlled Substances - HB0134S1

**MARRIAGE / DIVORCE**

Covenant Marriage Option - HB0213  
 False Allegations in Divorce Proceedings - HB0285S1  
 Limitation on Alimony - HB0348  
 Marriage Preparation Classes - HB0314  
 Parent-time Amendments - HB0010S1  
 Parent-time Schedule Amendments - HB0326  
 Review of Parent Time, Custody, and Child Support Laws - SB0241  
 Shared Parenting by Divorcing Parents - HB0006S1

**MEDICAID**

Authorized Overspending Limit in Federal Medicaid Budget - SB0082

**MEDICAL ASSISTANCE PROGRAMS**

Medical Benefits Recovery Act Amendments - SB0162

**MEDICAL MALPRACTICE**

Medical Malpractice Awards Adjustment - HB0118  
 Prelitigation Panel Amendments - HB0117S1

**MEDICARE**

Resolution Encouraging Congress to Enact Medicare Prescription Drug Benefit - SJR011

**MENTAL HEALTH**

Prohibition of Coercive Restraint Practices - HB0005S1

Regulation of Coercive Restraint Practices - SB0137S2

#### **MENTAL HEALTH PROFESSIONAL**

Regulation of Coercive Restraint Practices - SB0137S2  
Regulations of Restraints and Seclusion - HB0214

#### **MILITARY SERVICES**

Concurrent Jurisdiction for Tooele Army Depot - HB0140  
Veterans Affairs Committee Amendments - SB0189

#### **MINES AND MINING**

Miners Health and Safety - SB0212

#### **MINORS**

Materials Harmful to Minors Amendments - HB0252

#### **MORTGAGE**

Licensing Mortgage Loan Officers - HB0249S2

#### **MOTOR FUEL AND SPECIAL FUEL TAXES**

Clean Special Fuel Tax Certificate Amendments -  
HB0020

#### **MOTOR VEHICLE INSURANCE**

Impounding Uninsured Motorist Vehicle - HB0179  
Motor Vehicle - Minimum Coverage for Self Insured -  
SB0215  
Motor Vehicle Insurance - Personal Injury Protection -  
SB0119  
Use of Credit Related Instruments - HB0216S1

#### **MOTOR VEHICLES**

Changing Statutory Presumption - HB0344  
Child Restraint Safety Devices - HB0084  
Impounding Uninsured Motorist Vehicle - HB0179  
Motor Vehicle - Title Requirements - SB0217  
Motor Vehicle Purchase Amendments - HB0301  
Recovery of Administrative Fee for Damages Sustained  
to a Rental Motor Vehicle - HB0328S1  
Rental Car Companies Amendments - HB0364  
Restrictions on Passengers in Pickup Trucks - SB0125  
Seat Belt Enforcement - SB0099  
Seat Belt Enforcement Provisions - HB0008  
Seat Belt Requirements - HB0050  
Special Group License Plates Amendments - HB0291  
Street-legal All-terrain Vehicle Provisions - HB0138  
Surcharge on Moving Traffic Violations - SB0210  
Task Force on Air Quality and Motor Vehicle Emission  
Standards - HB0322  
Traffic Accident Response - HB0284  
Unlawful Sale or Display of Motor Vehicles - SB0218S1  
Utah National Parks License Plates - SB0221  
Veterans Group License Plate Revisions - HB0330

#### **NATURAL RESOURCES**

Bow Hunter Safety - HB0056  
Dam Safety Amendments - HB0275  
Energy Data Collection and Reporting - HB0011  
Hunting Wildlife Restrictions - SB0197

#### **NOTARY PUBLIC**

Journal of Notary Public Acts - SB0114

#### **OCCUPATIONAL LICENSING**

Amendment to Veterinary Practice Act - HB0318  
Lien of Licensed Health Care Provider - SB0174S1  
Pawnbroker Industry Amendments - SB0069  
Regulation of Coercive Restraint Practices - SB0137S2  
Regulations of Restraints and Seclusion - HB0214  
Special Function Officers for Division of Occupational and  
Professional Licensing - HB0309

#### **OCCUPATIONS AND PROFESSIONS**

Amendment to Veterinary Practice Act - HB0318  
Midwife Certification Act - SB0113

#### **OFF-HIGHWAY VEHICLES**

Street-legal All-terrain Vehicle Provisions - HB0138

#### **PEACE OFFICER**

Surcharge on Moving Traffic Violations - SB0210

#### **POLITICAL SUBDIVISIONS (LOCAL ISSUES)**

Amendments to Municipal Government - SB0246  
Animal Shelter Amendments - HB0128  
Appointment of Attorney to Advise County Executive and  
County Legislative Body - SB0181  
Breadth of Application of Municipal Ordinances - HB0281  
Civil Antitrust Exemptions - HB0236  
County Boards of Equalization - Hearing Officers -  
HB0205  
County Government Amendments - SB0247  
Creation of Dependent Special Districts - HB0261  
Expansion of Uses of Publicly Funded Shooting Ranges -  
SB0190  
Local Government Boards of Examiners - SB0056S2  
Municipal Annexations - HB0331  
Municipal Land Use and Development Amendments -  
SB0050  
Reauthorization of Funding of State and County Health  
and Human Services Task Force - HB0043  
Redevelopment Act - Bonding Amendments - HB0317  
Redevelopment Agencies - Exemption for School  
Property Taxes - SB0135  
Redevelopment Agencies Bonding Authority - HB0311  
Repeal of Sunset Date for Limitations on Annexing  
Township - HB0097  
Right to Display U.S. Flag at Person's Residence -  
HB0369

Special Districts and Local Districts - Acquisition of Real Property - HB0054S1  
State and Local Agencies Criteria in Awarding Bids - SB0129S1  
Transportation Infrastructure in Redevelopment Agency - HB0156

#### **PORNOGRAPHY**

Tax of Sexually Explicit Materials - HB0300

#### **PROPERTY TAX**

Property Tax Appeal Provisions - SB0102  
Property Tax Levy for Education - HB0341S1  
Residential Property Tax Exemptions - SB0046  
Resolution Capping Property Tax for Certain Residents - SJR006  
Resolution Providing Property Tax Relief - HJR011  
Rollback Tax and One-time in Lieu Fee Amendments - SB0071  
Voted Leeway Amendments - SB0139S1

#### **PUBLIC EDUCATION**

Alternative Teacher Licensing - SB0064  
Amendments to Education - HB0243  
Amendments to Public Education - SB0238  
Appropriation for School District Impacted by Fee Waivers - HB0069  
Charter School Capital Facilities Loans - HB0110  
Core Curriculum Amendments - SB0063  
Education Reporting Requirements - HB0083  
Education Resource Conservation Programs - HB0153S1  
High School Graduation Requirements - Financial Literacy - HB0077  
Oversight of High School Activities Association - HB0267  
Property Tax Levy for Education - HB0341S1  
Public Education - Alternative Language Programs - HB0111  
Public Education Capital Outlay Act Amendments - HB0170  
School Building Size Limitation - HB0053  
School Contracts of Employment - HB0184  
School Personnel - Procedural Rights - SB0185  
Special Education Amendments - HB0297  
Suspension of Driving Privileges for Habitual Truants - HB0093  
Truancy Amendments - HB0076  
Use of Education Revenues - HB0233  
Use of Public Education Monies - HB0185  
Use of School Trust Land Monies - HB0177  
Voted Leeway Amendments - SB0139S1

#### **PUBLIC MEETINGS**

House Rules Resolution Requiring Political Caucuses to Be Open - HR0006

Open and Public Meetings Act - HB0052

#### **PUBLIC SAFETY**

Emergency Response Costs - HB0062  
Management, Enhancement, and Funding of 911 System - HB0114S2  
Public Safety Noncontributory Retirement Act Amendments - HB0060  
Public Safety Retirement Amendments - SB0081  
Utah Fireworks Act Amendments - SB0076S2

#### **PUBLIC TRANSIT DISTRICTS**

Regulation of Telecommunications Carriers - HB0245

#### **PUBLIC UTILITIES**

Amendments Related to Electric Public Utilities - HB0251S1  
Safety Requirements for Public Water Systems - SB0156  
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#### **RADIATION**

Radioactive Waste Tax Increase - HB0262  
Task Force Regarding Regulation and Taxation of Low-Level Radioactive Waste - HB0287

#### **REAL ESTATE**

Commercial Lessees' Deposits - HB0336  
Disclosure of Meth Labs on Rental Property - HB0293  
Mobile Home Park Residency Act Amendments - SB0054S2  
Property Tax Appeal Provisions - SB0102  
Right of Action for Boundary by Acquiescence - HB0144  
Utah House Inspection Standard of Practice - SB0062S2

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#### **RECYCLING**

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Bottling Amendments - HB0368  
Electronic Equipment Waste Disposal and Recycling Act - HB0067

#### **REDEVELOPMENT AGENCIES**

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Redevelopment Agencies - Exemption for School Property Taxes - SB0135  
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#### **REDISTRICTING**

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#### **REGISTRATION AND REGISTRATION FEES**

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 Health Resolution - SJR010  
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 Joint Resolution Providing Gift Ban for Legislators - HJR021  
 Joint Rule Resolution - Review and Fiscal Noting of Tax Exemptions - SJR012  
 Motor Carrier and Tour Bus Safety Resolution - HR0008  
 Resolution Amending Legislative Appropriations Process - HJR018S1  
 Resolution Authorizing Calling Impeachment Session - HJR023  
 Resolution Capping Property Tax for Certain Residents - SJR006  
 Resolution Creating a Decennial Redistricting Commission - HJR017  
 Resolution Encouraging Congress to Enact Medicare Prescription Drug Benefit - SJR011  
 Resolution Encouraging Congressional Funding of Individuals with Disabilities Education Act -HCR014  
 Resolution Honoring Life Flight - SCR004  
 Resolution Honoring Senator Frank Moss - HCR013  
 Resolution Memorializing Frank E. Moss - SCR006  
 Resolution on Municipal Water Rights - SJR005  
 Resolution on Offers for Settlement of Cases - HJR003S1  
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 Resolution on Tuition Tax Credit Ballot Opinion Question - HCR003  
 Resolution Promoting Moderately Sized Schools - HCR011  
 Resolution Providing for Contested Judicial Elections - SJR003  
 Resolution Providing Property Tax Relief - HJR011  
 Resolution Providing Revisions to State Government - HJR022  
 Resolution Reaffirming Protection of Liberties and Civil Rights of Citizens of Utah - HJR019  
 Resolution Regarding Division of Youth Corrections Name Change - SR0007  
 Resolution Supporting Organ Donation - SCR007  
 Resolution Supporting President and Administration Regarding Iraq - HCR015

Resolution Urging Congress to Withdraw the United States from the United Nations - HR0007  
 Resolution Urging Light Pollution Prevention - SCR001  
 Resolution Urging Limited Use of School and Institutional Trust Land Principal - HCR005  
 Resolution Urging School Districts to Limit Construction Costs on New School Buildings - HJR025

## RESOLUTIONS, CONSTITUTIONAL

Resolution Authorizing Calling Impeachment Session - HJR023  
 Resolution Capping Property Tax for Certain Residents - SJR006  
 Resolution Creating a Decennial Redistricting Commission - HJR017  
 Resolution on Municipal Water Rights - SJR005  
 Resolution on Special Sessions of the Legislature - HJR007S2  
 Resolution Providing for Contested Judicial Elections - SJR003  
 Resolution Providing Property Tax Relief - HJR011

## RESOLUTIONS, RULES

Executive Appropriation Committee Process Amendments - HJR001  
 House Rules Resolution Requiring Political Caucuses to Be Open - HR0006  
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 Classification of State Employees For Insurance Purposes - HB0339  
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 Public Safety Retirement Amendments - SB0081  
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 State Retirement Conversion Window - HB0100  
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 Corporate and Individual Income Tax Amendments - SB0192  
 Earned Income Tax Credit - HB0208  
 Historic Building Rehabilitation Tax Credits - HB0193  
 Individual Income Tax - Contribution to Boys and Girls Clubs of America - SB0182  
 Individual Income Tax - State Earned Income Tax Credit - SB0110  
 Individual Income Tax - Subtraction for Federal Income Tax - HB0256

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Individual Income Tax Credit - Amounts Paid for Care of Elderly - HB0265  
Itemizing Sales and Use Tax Rates - HB0220  
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Resolution Providing Property Tax Relief - HJR011  
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Sales and Use Tax - Radio Stations - HB0141  
Sales and Use Tax Amendments - HB0151  
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Tax Expenditure Report Amendments - HB0340  
Tax of Sexually Explicit Materials - HB0300  
Tax Reductions - HB0268  
Tax Revisions - HB0276  
Taxation of Medically Implanted Devices and Prosthetics - SB0098S1

**SALES AND USE TAX**

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Renewable Energy Amendments - HB0089S3  
Sales and Use Tax - Radio Stations - HB0141  
Sales and Use Tax Amendments - HB0151  
Taxation of Medically Implanted Devices and Prosthetics - SB0098S1  
Telecommunications Related Taxes, Fees, and Charges - SB0022

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Seat Belt Enforcement Provisions - HB0008  
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Repeal of Sunset Date for Limitations on Annexing Township - HB0097

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 and Human Services Task Force - HB0043  
 Task Force on Air Quality and Motor Vehicle Emission  
 Standards - HB0322  
 Task Force on Alternative to Incarceration - SB0228  
 Task Force on Legislative Reform - HB0363  
 Task Force Regarding Regulation and Taxation of  
 Low-Level Radioactive Waste - HB0287

**TELECOMMUNICATIONS**

Management, Enhancement, and Funding of 911 System  
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 SB0022

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 Seat Belt Enforcement Provisions - HB0008  
 Seat Belt Requirements - HB0050

Special Group License Plates Amendments - HB0291  
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 Utah National Parks License Plates - SB0221  
 Veterans Group License Plate Revisions - HB0330

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Family Employment Program Work Incentives - HB0319

**YOUTH CORRECTIONS**

Resolution Regarding Division of Youth Corrections Name  
Change - SR0007

# Statistical Summary of Legislation

## 2003 General Session

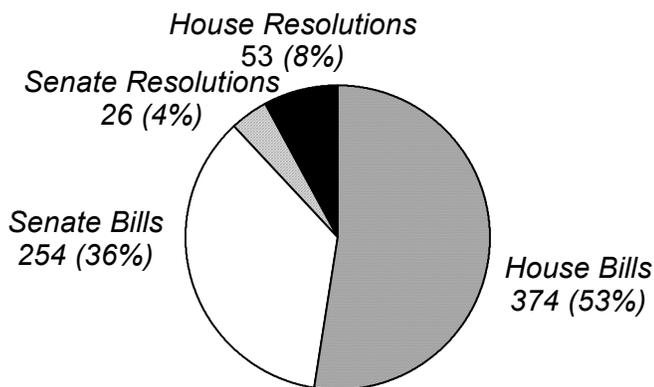
	House	Senate	Total
<b>Total Bills and Resolutions Introduced</b>	<b>426</b>	<b>280</b>	<b>706</b>
<b>Total Bills and Resolutions Passed</b>	<b>225</b>	<b>167</b>	<b>392</b>
<b>Total Bills and Resolutions Enacted</b>	<b>223</b>	<b>165</b>	<b>388</b>

Bills Introduced	374	254	628
Bills Passed	193	154	347
Bills Vetoed	2	2	4
Line Items Vetoed	0	1	1
<b>Total Bills Enacted</b>	<b>191</b>	<b>152</b>	<b>343</b>

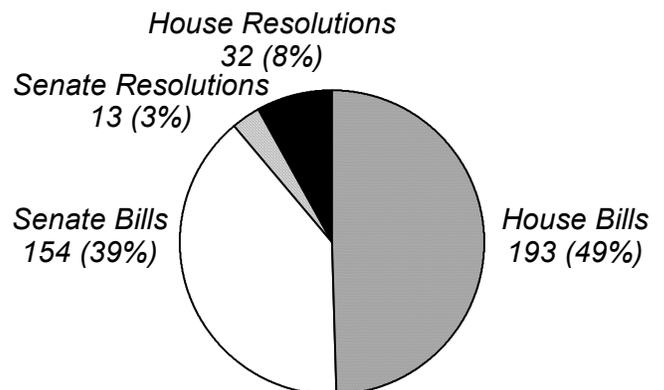
Joint Resolutions Introduced	28	12	40
Concurrent Resolutions Introduced	15	7	22
House & Senate Resolutions Introduced	10	7	17
<b>Total Resolutions Introduced</b>	<b>53</b>	<b>26</b>	<b>79</b>

Joint Resolutions Passed	16	5	21
Concurrent Resolutions Passed	9	2	11
House & Senate Resolutions Passed	7	6	13
<b>Total Resolutions Passed</b>	<b>32</b>	<b>13</b>	<b>45</b>

**Introduced**



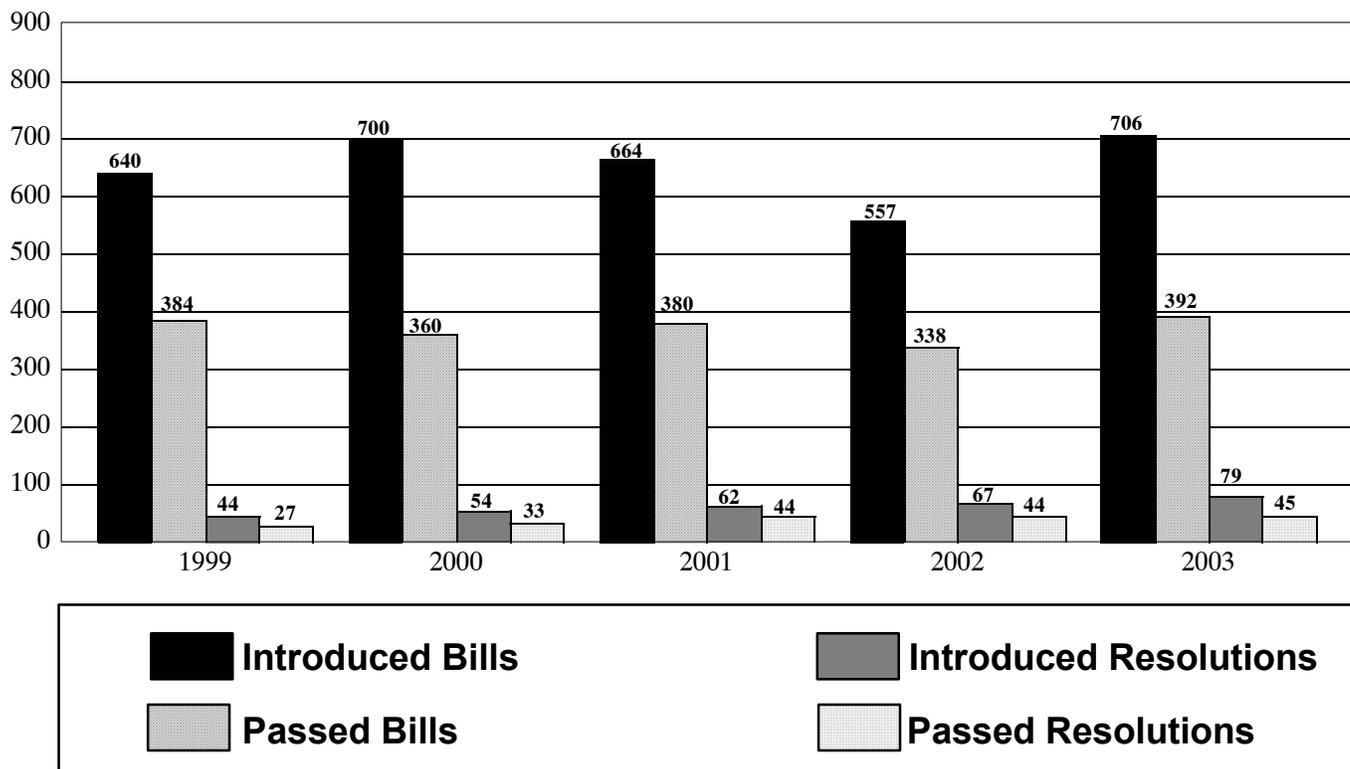
**Passed**



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# Statistical Summary of General Sessions 1999-2003

	1999	2000	2001	2002	2003
Bills Introduced	640	700	664	557	706
Bills Passed	384	360	380	338	392
Percentage of Bills Passed	60%	51%	57%	61%	55%
Bills Vetoed	5	5	3	8	4
Vetoes Overridden	0	0	0	1	0
Joint Resolutions Introduced	25	31	31	46	40
Joint Resolutions Passed	12	15	23	27	21
Concurrent Resolutions Introduced	10	13	17	13	22
Concurrent Resolutions Passed	7	10	11	10	11
House & Senate Resolutions Introduced	9	10	14	8	17
House & Senate Resolutions Passed	8	8	10	7	13



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# **DIGEST OF LEGISLATION**

## **2002 VETO OVERRIDE SESSION of the 54th Legislature**

**Convened and Adjourned April 24, 2002**

*Prepared by the  
Office of Legislative Research and General Counsel  
436 State Capitol  
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<http://le.utah.gov>*



## 2002 VETO OVERRIDE SESSION

The Utah State Legislature, for the first time in 11 years, called itself into session to override the governor's veto of the passed legislation below.

The Utah State Legislature successfully voted to override the governor's veto of House Bill 136, Judicial Conduct Commission Amendments.

### **HB 136 JUDICIAL CONDUCT COMMISSION AMENDMENTS** *(Katherine M. Bryson)*

This act modifies provisions relating to the Judicial Conduct Commission and the Elections Code. It changes the composition of the commission to include a member of the Utah Court of Appeals. It adds the requirement to decide whether certain information alleging misconduct should be investigated. It also requires the commission to immediately refer an allegation involving criminal conduct to the Utah Supreme Court. It also establishes an eight year term limit on commission members. In addition, this act provides that the burden of proof shall be a preponderance of the evidence, and that certain information shall be included in the record when the commission sends any order to the Supreme Court for review. It reiterates the Supreme Court's ability to modify any order of the commission, and also requires that the Supreme Court provide a written summary for publication in the Voter Information Pamphlet.

Amends: 20A-7-702, 78-8-101, 78-8-102, 78-8-104, 78-8-107

Effective Date: 06 May 2002 Chapter 331, Laws of Utah 2002

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# **DIGEST OF LEGISLATION**

## **2002 THIRD SPECIAL SESSION of the 54th Legislature**

**Convened April 24, 2002**

**Adjourned April 29, 2002**

*Prepared by the  
Office of Legislative Research and General Counsel  
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**INTRODUCED LEGISLATION  
2002 THIRD SPECIAL SESSION**

<b>HB 3001</b>	Revisions to Election Law ( <i>Carl R. Saunders</i> ) .....	Failed
<b>SB 3001</b>	Election Law Revisions ( <i>Curtis S. Bramble</i> ) .....	Failed

---

*The Utah State Legislature did not pass any introduced legislation from this session.*

# **DIGEST OF LEGISLATION**

## **2002 FOURTH SPECIAL SESSION of the 54th Legislature**

**Convened and Adjourned May 22, 2002**

*Prepared by the  
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## PASSED LEGISLATION 2002 FOURTH SPECIAL SESSION

**HB 4001** **Supplemental Appropriations Act III** (*Jeff Alexander*) This act funds appropriations and reductions in appropriations for the support of state government for the fiscal year beginning July 1, 2001 and ending June 30, 2002. This act provides budget increases and decreases for the use and support of certain state departments and agencies of state government and for other purposes as provided in this act. The act states intent language governing expenditures and provides an effective date.

Effective May 31, 2002

Chapter 1, Laws of Utah 2002, Fourth Special Session

---

**SB 4001** **2002 Bonding for Capital Projects** (*Beverly Ann Evans*) This act modifies the Bonding Code by authorizing the issuance and sale of additional general obligation bonds by the State Bonding Commission for additional capital facilities and by adopting intent language. This act takes effect immediately.

Amends 63B-11-102

Effective May 31, 2002

Chapter 2, Laws of Utah 2002, Fourth Special Session

---

**SB 4002** **Industrial Electric Infrastructure Act** (*Curtis S. Bramble*) This act modifies the Public Utilities title to enact the Industrial Electric Infrastructure Act including the definition of terms. The act establishes what is a covered expense of an electrical corporation for new industrial electric infrastructure and how customers become eligible to participate in infrastructure agreements. The act provides the requirements for infrastructure agreements and certain electric service contracts. The act provides that covered expenses will be recovered by the electrical corporation from its customers in Utah. The act provides for the accounting treatment of covered expenses. The act provides direction regarding how recovery of covered expenses are to be apportioned amongst customers should an eligible customer fail to pay amounts owed under an infrastructure agreement.

Enacts 54-16-101, 54-16-102, 54-16-201, 54-16-202, 54-16-203, 54-16-301, 54-16-302

Effective July 22, 2002

Chapter 3, Laws of Utah 2002, Fourth Special Session

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**SUBJECT INDEX OF PASSED LEGISLATION  
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**BUSINESS**

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**GOVERNMENT OPERATIONS (STATE ISSUES)**

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**LEGISLATIVE AFFAIRS**

Supplemental Appropriations Act III - HB 4001 ..... 158

## Utah Code Sections Affected 2002 Fourth Special Session

**Legend:** The action taken on each section is as follows:

**A**      **Amended**  
**E**      **Enacted**  
**R**      **Repealed**  
**X**      **Repealed and Reenacted**  
**N**      **Renumbered and Amended**

Duplicate and incorrect section cites are currently being technically renumbered by the Office of Legislative Research and General Counsel and will appear in a separate publication available office after May 1, 2003 and on our web site - <http://le.utah.gov>.

<u>Section</u>	<u>Action</u>	<u>Bill Number</u>	<u>Former/ Renumber</u>	<u>Page Number</u>	<u>Section</u>	<u>Action</u>	<u>Bill Number</u>	<u>Former/ Renumber</u>	<u>Page Number</u>
54-16-101	E	SB 4002		158	54-16-203	E	SB 4002		158
54-16-102	E	SB 4002		158	54-16-301	E	SB 4002		158
54-16-201	E	SB 4002		158	54-16-302	E	SB 4002		158
54-16-202	E	SB 4002		158	63B-11-102	A	SB 4001		158

A=Amended

E=Enacted

R=Repealed

X=Repealed and Reenacted

N=Renumbered and Amended

**INTRODUCED LEGISLATION  
2002 FOURTH SPECIAL SESSION**

<b>HB 4001</b>	Supplemental Appropriations Act III ( <i>Jeff Alexander</i> ) .....	Passed
<b>SB 4001</b>	2002 Bonding for Capital Projects ( <i>Beverly Ann Evans</i> ) .....	Passed
<b>SB 4002</b>	Industrial Electric Infrastructure Act ( <i>Curtis S. Bramble</i> ) .....	Passed



# **DIGEST OF LEGISLATION**

## **2002 FIFTH SPECIAL SESSION of the 54th Legislature**

**Convened June 26, 2002**

**Adjourned July 9, 2002**

*Prepared by the  
Office of Legislative Research and General Counsel  
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Salt Lake City, Utah 84114-0121  
(801) 538-1032  
<http://le.utah.gov>*

## PASSED LEGISLATION 2002 FIFTH SPECIAL SESSION

**HB 5001** **Technical Amendments to Adult Protective Services Amendments** (*Patricia W. Jones*) This act provides revisor's instructions to correct errors in introductory captions found in H.B. 25, Adult Protective Services Amendments, passed during the 2002 Annual General Session. This act provides an immediate effective date and has retrospective operation to May 6, 2002, which is the effective date of the original bill.

Effective July 18, 2002 Chapter 1, Laws of Utah 2002, Fifth Special Session

---

**HB 5002** **Court Records of Driving Under the Influence Cases** (*A. Lamont Tyler*) This act modifies the driving while intoxicated and reckless driving article of the motor vehicles code. The act requires a justice court to collect and transmit data related to DUI to the Department of Public Safety as soon as the court is capable of transmitting data electronically. The act requires the Department of Public Safety to maintain an electronic data base of DUI data received from the courts. The act requires the Commission on Criminal and Juvenile Justice to provide an annual report on the DUI data to the Judiciary and Transportation Interim Committees. This act provides an immediate effective date.

Amends 41-6-43.7; Repeals Section

Effective July 23, 2002 Chapter 3, Laws of Utah 2002, Fifth Special Session

---

**HB 5003** **Local Special Election Amendments** (*Eli H. Anderson*) This act modifies the Election Code by authorizing a local legislative body to call a local special election to determine whether or not Utah's legal boundaries should be changed.

Amends 20A-1-203

Effective September 8, 2002 Chapter 4, Laws of Utah 2002, Fifth Special Session

---

**HB 5004** **Salaries for Legislators** (*Joseph G. Murray*) This act modifies statutes governing salaries for the Legislature by reducing legislative salaries to 2000 levels from July 1, 2002 through December 31, 2002, and by directing that the resulting savings be deposited into the General Fund. This act takes effect immediately and has retrospective operation to July 1, 2002.

Amends 63-55-236; Enacts 36-2-2.1

Effective July 23, 2002 Chapter 5, Laws of Utah 2002, Fifth Special Session

---

**HB 5005** **Repeal of Unfunded Consumer Hearing Panel** (*Matt Throckmorton*) This act amends the Human Services Code. The act repeals the Child Welfare Consumer Hearing Panel which did not get funded for fiscal year 2002-03. This act has an immediate effective date.

Amends 62A-4a-102, 62A-4a-207

Effective July 23, 2002 Chapter 6, Laws of Utah 2002, Fifth Special Session

---

**HB 5007** **Extension of Basic Skills Competency Test** (*Marda Dillree*) This act modifies the State System of Public Education by extending for one year the pilot status of the tenth grade basic skills competency test. This act provides an immediate effective date.

Amends 53A-1-602, 53A-1-603, 53A-1-611

Effective July 23, 2002 Chapter 7, Laws of Utah 2002, Fifth Special Session

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**HB 5008 Consolidation of Divisions of Mental Health and Substance Abuse** (*Jack A. Seitz*) This act modifies the Human Services Code. This act creates a new Division of Substance Abuse and Mental Health within the Department of Human Services by combining the Division of Substance Abuse and the Division of Mental Health. This act makes a corresponding change to the policy boards associated with each division. This act makes conforming changes to other statutes and makes technical changes.

Amends 17-50-318, 17A-3-602, 17A-3-606, 17A-3-701, 26-8a-601, 26-18-3.7, 26-25-1, 26-25-2, 32A-1-401, 41-6-44, 51-2-1, 53-3-231, 53-10-208.1, 53-13-105, 53A-1-403, 53A-13-102, 58-17a-801, 58-31b-401, 58-67-601, 58-68-601, 58-69-601, 58-71-601, 62A-1-105, 62A-1-111, 62A-3-101, 62A-5a-102, 62A-5a-103, 62A-7-401, 62A-13-105, 62A-14-106, 63-25a-201, 63-38-2, 63-46b-1, 63-63a-7, 63-75-5, 64-13-7.5, 76-5-412, 76-8-311.1, 76-8-311.3, 76-10-1312, 77-15-5, 77-15-6, 77-16a-202, 77-16a-204, 77-16a-302, 77-18-1, 78-3a-104, 78-3a-118, 78-3a-119, 78-3a-121, 78-3a-209, 78-3a-910; Enacts 62A-15-101; Renumbers and Amends 62A-8-101 to 62A-15-102, 62A-8-103 to 62A-15-103, 62A-8-103.5 to 62A-15-401, 62A-8-104 to 62A-15-107, 62A-8-106 to 62A-15-104, 62A-8-107 to 62A-15-105, 62A-8-108 to 62A-15-106, 62A-8-109 to 62A-15-108, 62A-8-110.1 to 62A-15-109, 62A-8-110.5 to 62A-15-110, 62A-8-110.7 to 62A-15-111, 62A-8-112 to 62A-15-112, 62A-8-201 to 62A-15-201, 62A-8-202 to 62A-15-202, 62A-8-203 to 62A-15-203, 62A-8-204 to 62A-15-204, 62A-8-301 to 62A-15-501, 62A-8-302 to 62A-15-502, 62A-8-303 to 62A-15-503, 62A-8-304 to 62A-15-504, 62A-8-501 to 62A-15-301, 62A-12-201 to 62A-15-601, 62A-12-202 to 62A-15-602, 62A-12-203 to 62A-15-603, 62A-12-204 to 62A-15-604, 62A-12-204.5 to 62A-15-605, 62A-12-204.6 to 62A-15-605.5, 62A-12-205 to 62A-15-606, 62A-12-206 to 62A-15-607, 62A-12-207 to 62A-15-608, 62A-12-208 to 62A-15-609, 62A-12-209 to 62A-15-610, 62A-12-209.5 to 62A-15-611, 62A-12-209.6 to 62A-15-612, 62A-12-210 to 62A-15-613, 62A-12-212 to 62A-15-614, 62A-12-214 to 62A-15-615, 62A-12-215 to 62A-15-616, 62A-12-216 to 62A-15-617, 62A-12-217 to 62A-15-618, 62A-12-219 to 62A-15-619, 62A-12-222 to 62A-15-620, 62A-12-224 to 62A-15-621, 62A-12-225 to 62A-15-622, 62A-12-226 to 62A-15-623, 62A-12-227 to 62A-15-624, 62A-12-228 to 62A-15-625, 62A-12-229 to 62A-15-626, 62A-12-230 to 62A-15-627, 62A-12-231 to 62A-15-628, 62A-12-232 to 62A-15-629, 62A-12-233 to 62A-15-630, 62A-12-234 to 62A-15-631, 62A-12-235 to 62A-15-632, 62A-12-236 to 62A-15-633, 62A-12-237 to 62A-15-634, 62A-12-238 to 62A-15-635, 62A-12-240 to 62A-15-636, 62A-12-241 to 62A-15-637, 62A-12-242 to 62A-15-638, 62A-12-243 to 62A-15-639, 62A-12-244 to 62A-15-640, 62A-12-245 to 62A-15-641, 62A-12-246 to 62A-15-642, 62A-12-247 to 62A-15-643, 62A-12-248 to 62A-15-644, 62A-12-249 to 62A-15-645, 62A-12-250 to 62A-15-646, 62A-12-252 to 62A-15-647, 62A-12-280.1 to 62A-15-701, 62A-12-281.1 to 62A-15-702, 62A-12-282.1 to 62A-15-703, 62A-12-283.1 to 62A-15-704, 62A-12-283.2 to 62A-15-705, 62A-12-283.3 to 62A-15-706, 62A-12-284 to 62A-15-707, 62A-12-285 to 62A-15-708, 62A-12-286 to 62A-15-709, 62A-12-287 to 62A-15-710, 62A-12-288 to 62A-15-711, 62A-12-289 to 62A-15-712, 62A-12-289.1 to 62A-15-713, 62A-12-301 to 62A-15-801, 62A-12-302 to 62A-15-802, 62A-12-401 to 62A-15-901, 62A-12-402 to 62A-15-902, 62A-12-501 to 62A-15-1001, 62A-12-502 to 62A-15-1002, 62A-12-503 to 62A-15-1003, 62A-12-504 to 62A-15-1004; Repeals 62A-12-101, 62A-12-102, 62A-12-102.5, 62A-12-103, 62A-12-104, 62A-12-105

Effective September 8, 2002

Chapter 8, Laws of Utah 2002, Fifth Special Session

**HB 5009 Supplemental Appropriations Act IV** (*Jeff Alexander*) This act funds appropriations and reductions for the support of state government for the fiscal year beginning July 1, 2002 and ending June 30, 2003. This act provides budget increases and decreases for the use and support of certain state departments and agencies of state government and for other purposes as provided in this act. The act states intent language governing expenditures and provides an effective date.

Effective September 8, 2002

Chapter 9, Laws of Utah 2002, Fifth Special Session

**HB 5014 Appropriation to General Fund from Permanent State Trust Fund** (*Jeff Alexander*) This act appropriates \$17,800,000 from the permanent state trust fund to the General Fund for fiscal year 2002-03. This act provides an effective date.

Effective July 23, 2002

Chapter 10, Laws of Utah 2002, Fifth Special Session

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**HB 5015 Corrections - Procedures and Fees** (*Glenn L. Way*) This act modifies the Public Safety Code by amending provisions regarding the collection of DNA specimens from offenders. The act clarifies statutory authority for agencies to collect the specimens, and that the \$75 fee is not to be collected from the offender if the collecting agency determines the offender is unable to pay. This act requires that the agency establish procedures for determining ability to pay. This act requires that DNA specimens are to be collected from all persons convicted of a felony under state law, not only those felonies under the Criminal Code. This act authorizes use of reasonable force if necessary to collect the specimen, and requires the agencies to establish guidelines and procedures. This act has an immediate effective date.

Amends 53-10-403, 53-10-404, 78-3a-118

Effective July 18, 2002

Chapter 2, Laws of Utah 2002, Fifth Special Session

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**HJR 501 Resolution Approving Federal - Utah State Trust Lands Consolidation Agreement** (*Bradley T. Johnson*) This joint resolution of the Legislature approves the "Agreement for Exchange of Lands, 2002 Federal - Utah State Trust Lands Consolidation" dated June 18, 2002, between the state of Utah and the United States government to exchange school and institutional trust lands and mineral interests for federal lands and mineral interests. The resolution provides an immediate effective date.

Effective July 9, 2002

Laws of Utah 2002, Fifth Special Session

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**HJR 502 Resolution Closing District Court in Roy** (*A. Lamont Tyler*) A joint resolution of the Legislature approving the closure of the District Court within the municipal boundaries of Roy City, Utah, and providing an effective date.

Effective January 1, 2003

Laws of Utah 2002, Fifth Special Session

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**SB 5001 Canvass for Provisional Ballot** (*John W. Hickman*) This act modifies the Election Code by modifying the canvass dates for primary and general elections. This act takes effect immediately.

Amends 20A-4-301, 20A-4-304, 20A-4-306

Effective July 23, 2002

Chapter 11, Laws of Utah 2002, Fifth Special Session

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**SB 5002 Surcharge on Traffic Violations Amendments** (*D. Chris Buttars*) This act modifies the disposition of specific amounts of the surcharges imposed on fines and deposited into the General Fund. The act adds to the uses for which amounts deposited to the Crime Victim Reparation Fund may be applied.

Amends 63-63a-4

Effective September 8, 2002

Chapter 12, Laws of Utah 2002, Fifth Special Session

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**SB 5003** **Transportation Fund Transfers** (*Scott K. Jenkins*) This act modifies the Transportation Code to amend the amount of transfers allowed from the Transportation Fund to other agencies from \$10.6 million to \$11.6 million. This act clarifies that revenues for the Motorcycle Rider Education Program are excluded from the transfer limitation.

Amends 72-2-103

Effective September 8, 2002

Chapter 13, Laws of Utah 2002, Fifth Special Session

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**SB 5004** **Annual Leave Conversion** (*Beverly Ann Evans*) This act modifies code provisions relating to state officer and employee benefits. This act conditions the conversion of annual leave to a deferred compensation plan upon specific funding from the Legislature. This act has an immediate effective date.

Amends 67-19-12.9

Effective July 23, 2002

Chapter 14, Laws of Utah 2002, Fifth Special Session

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**SB 5005** **Capital Improvement Amendments** (*Leonard M. Blackham*) This act affects the process for capital developments and capital improvements by allowing the Legislature to reduce the percentage of replacement costs of existing state facilities that must be appropriated to capital improvements when an operating deficit exists. This act takes effect immediately.

Amends 63A-5-104

Effective July 23, 2002

Chapter 15, Laws of Utah 2002, Fifth Special Session

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**SB 5006** **2002 Capital Facilities Bonding** (*Beverly Ann Evans*) This act modifies the Bonding Code by authorizing the issuance and sale of additional general obligation bonds by the State Bonding Commission for additional capital facilities and by adopting intent language. This act takes effect immediately.

Amends 63B-11-102

Effective July 23, 2002

Chapter 16, Laws of Utah 2002, Fifth Special Session

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**SB 5007** **Emergency Medical Services Surcharge Amendments** (*David H. Steele*) This act amends the Emergency Medical Services Systems Act. The act amends the emergency medical services grant program by deleting the 6% cap on the funds that may be used for administrative costs. This act provides an effective date.

Amends 26-8a-207

Effective July 23, 2002

Chapter 17, Laws of Utah 2002, Fifth Special Session

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**SB 5009** **Statutory Amendments for Medicaid Budget Reductions** (*David H. Steele*) This act modifies the Health Code and the Pharmacy Practice Act. The act makes statutory changes to implement budget reductions in the Medicaid program. The act amends the state's Medicaid freedom of choice waiver. The act removes the mandate for the state to move certain people into managed care plans. This act establishes that it is an acceptable practice for a pharmacist in a nursing home or intermediate care facility for the mentally retarded to accept back or redistribute unused drugs in certain circumstances. The act requires the Department of Health to reimburse for the use of generic drugs when generic drugs are available. The act has an immediate effective date.

Amends 26-18-3.7, 58-17a-605.1; Enacts 58-17a-502.5

Effective July 23, 2002

Chapter 18, Laws of Utah 2002, Fifth Special Session

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**SB 5010** **Minimum School Program Amendments** (*Howard A. Stephenson*) This act modifies provisions related to the State System of Public Education by modifying the state contributions for the support of public schools in fiscal year 2002-03.

Amends 53A-17a-104, 53A-17a-124

Effective September 8, 2002

Chapter 19, Laws of Utah 2002, Fifth Special Session

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**SB 5011** **Statutory Amendments to Implement Budget Cuts** (*Leonard M. Blackham*) This act modifies the Budgetary Procedures Act by authorizing the Legislature to appropriate monies from a restricted account to cure an operating deficit. This act expands the uses of the statewide contingency reserve and capital projects reserve fund to allow them to be spent for DFCM administrative costs.

Amends 63A-5-209, 63A-5-219; Enacts 63-38-3.6

Effective September 8, 2002

Chapter 20, Laws of Utah 2002, Fifth Special Session

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**SB 5012** **Gubernatorial and Legislative Task Force on Alternative Revenue Sources for Water Funding** (*Leonard M. Blackham*) This act creates the Gubernatorial and Legislative Alternative Revenue Sources for Water Funding Task Force. The act provides for the task force membership, task force chairs, compensation of task force members, voting, staff support, task force duties and responsibilities, and task force reporting responsibilities. The act appropriates \$17,700 from the General Fund for fiscal year 2002-03. The act provides an immediate effective date. The act is repealed November 30, 2003.

Effective July 23, 2002

Chapter 21, Laws of Utah 2002, Fifth Special Session

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**SB 5013** **Higher Education Budget Authority** (*Lyle W. Hillyard*) This act modifies the State System of Higher Education Code by authorizing the presidents of institutions of higher education and the State Board of Regents to reallocate designated appropriations between line items. This act has an immediate effective date.

Enacts 53B-2-108

Effective July 23, 2002

Chapter 22, Laws of Utah 2002, Fifth Special Session

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## Utah Code Sections Affected 2002 Fifth Special Session

**Legend:** The action taken on each section is as follows:

<b>A</b>	<b>Amended</b>
<b>E</b>	<b>Enacted</b>
<b>R</b>	<b>Repealed</b>
<b>X</b>	<b>Repealed and Reenacted</b>
<b>N</b>	<b>Renumbered and Amended</b>

Duplicate and incorrect section cites are currently being technically renumbered by the Office of Legislative Research and General Counsel and will appear in a separate publication available after May 1, 2003 and on our web site - <http://le.utah.gov>

<u>Section</u>	<u>Action</u>	<u>Bill Number</u>	<u>Former/ Renumber</u>	<u>Page Number</u>	<u>Section</u>	<u>Action</u>	<u>Bill Number</u>	<u>Former/ Renumber</u>	<u>Page Number</u>
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A=Amended

E=Enacted

R=Repealed

X=Repealed and Reenacted

N=Renumbered and Amended

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A=Amended

E=Enacted

R=Repealed

X=Repealed and Reenacted

N=Renumbered and Amended

<u>Section</u>	<u>Action</u>	<u>Bill Number</u>	<u>Former/ Renumber</u>	<u>Page Number</u>	<u>Section</u>	<u>Action</u>	<u>Bill Number</u>	<u>Former/ Renumber</u>	<u>Page Number</u>
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78-3a-121	A	HB 5008		165					
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78-3a-910	A	HB 5008		165					

A=Amended

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N=Renumbered and Amended

## INTRODUCED LEGISLATION 2002 FIFTH SPECIAL SESSION

<b>HB 5001</b>	Technical Amendments to Adult Protective Services Amendments ( <i>Patricia W. Jones</i> ) . . .	Passed
<b>HB 5002</b>	Court Records of Driving Under the Influence Cases ( <i>A. Lamont Tyler</i> ) . . . . .	Passed
<b>HB 5003</b>	Local Special Election Amendments ( <i>Eli H. Anderson</i> ) . . . . .	Passed
<b>HB 5004</b>	Salaries for Legislators ( <i>Joseph G. Murray</i> ) . . . . .	Passed
<b>HB 5005</b>	Repeal of Unfunded Consumer Hearing Panel ( <i>Matt Throckmorton</i> ) . . . . .	Passed
<b>HB 5006</b>	Individual Income Tax - Estimated Tax Payments ( <i>Jackie Biskupski</i> ) . . . . .	Failed
<b>HB 5007</b>	Extension of Basic Skills Competency Test ( <i>Marda Dillree</i> ) . . . . .	Passed
<b>HB 5008</b>	Consolidation of Divisions of Mental Health and Substance Abuse ( <i>Jack A. Seitz</i> ) . . . . .	Passed
<b>HB 5009</b>	Supplemental Appropriations Act IV ( <i>Jeff Alexander</i> ) . . . . .	Passed
<b>HB 5010</b>	Nonresident Tuition Waiver Amendments ( <i>Afton B. Bradshaw</i> ) . . . . .	Failed
<b>HB 5011</b>	Families, Agencies, Communities Together Program Repeal ( <i>Jack A. Seitz</i> ) . . . . .	Failed
<b>HB 5012</b>	Correctional Services Amendments ( <i>Paul Ray</i> ) . . . . .	Failed
<b>HB 5013</b>	Review of Certain Sales and Use Tax Provisions ( <i>Ralph Becker</i> ) . . . . .	Failed
<b>HB 5014</b>	Appropriation to General Fund from Permanent State Trust Fund ( <i>Jeff Alexander</i> ) . . . . .	Passed
<b>HB 5015</b>	Corrections - Procedures and Fees ( <i>Glenn L. Way</i> ) . . . . .	Passed
<b>HJR 501</b>	Resolution Approving Federal - Utah State Trust Lands Consolidation Agreement ( <i>Bradley T. Johnson</i> ) . . . . .	Passed
<b>HJR 502</b>	Resolution Closing District Court in Roy ( <i>A. Lamont Tyler</i> ) . . . . .	Passed
<b>SB 5001</b>	Canvass for Provisional Ballot ( <i>John W. Hickman</i> ) . . . . .	Passed
<b>SB 5002</b>	Surcharge on Traffic Violations Amendments ( <i>D. Chris Buttars</i> ) . . . . .	Passed
<b>SB 5003</b>	Transportation Fund Transfers ( <i>Scott K. Jenkins</i> ) . . . . .	Passed
<b>SB 5004</b>	Annual Leave Conversion ( <i>Beverly Ann Evans</i> ) . . . . .	Passed
<b>SB 5005</b>	Capital Improvement Amendments ( <i>Leonard M. Blackham</i> ) . . . . .	Passed
<b>SB 5006</b>	2002 Capital Facilities Bonding ( <i>Beverly Ann Evans</i> ) . . . . .	Passed
<b>SB 5007</b>	Emergency Medical Services Surcharge Amendments ( <i>David H. Steele</i> ) . . . . .	Passed
<b>SB 5008</b>	Cigarette Tax Revenue Distribution Amendments ( <i>David H. Steele</i> ) . . . . .	Failed
<b>SB 5009</b>	Statutory Amendments for Medicaid Budget Reductions ( <i>David H. Steele</i> ) . . . . .	Passed
<b>SB 5010</b>	Minimum School Program Amendments ( <i>Howard A. Stephenson</i> ) . . . . .	Passed
<b>SB 5011</b>	Statutory Amendments to Implement Budget Cuts ( <i>Leonard M. Blackham</i> ) . . . . .	Passed
<b>SB 5012</b>	Gubernatorial and Legislative Task Force on Alternative Revenue Sources for Water Funding ( <i>Leonard M. Blackham</i> ) . . . . .	Passed
<b>SB 5013</b>	Higher Education Budget Authority ( <i>Lyle W. Hillyard</i> ) . . . . .	Passed

# **DIGEST OF LEGISLATION**

## **2002 SIXTH SPECIAL SESSION of the 54th Legislature**

**Convened and Adjourned December 18, 2002**

*Prepared by the  
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## PASSED LEGISLATION 2002 SIXTH SPECIAL SESSION

**HB 6001 Supplemental Appropriations Act V** (*Jeff Alexander*) This act funds appropriations and reductions for the operation of state government for the fiscal year beginning July 1, 2002 and ending June 30, 2003. The act provides budget increases and decreases for the use and support of certain state departments and agencies of state government and for other purposes as provided in this act.

Effective January 4, 2003

Chapter 8, Laws of Utah 2002, Sixth Special Session

*"This is to inform you that on January 4, 2003, I decided, after careful consideration and study, to veto the following items of appropriation in H.B. 6001, SUPPLEMENTAL APPROPRIATIONS ACT V, and have transmitted the bill to the Lieutenant Governor for filing.*

- Item 15 To Utah Department of Corrections - Programs and Operations  
From General Fund (5,817,100)  
From General Fund, One-time 3,550,000*
- Item 16 To Utah Department of Corrections - Department Medical Services  
From General Fund (678,300)  
From General Fund, One-time 600,000*
- Item 17 To Utah Department of Corrections - Jail Contracting  
From General Fund (768,700)*
- Item 18 To Utah Department of Corrections - Jail Reimbursement  
From General Fund (361,900)*
- Item 22 To Judicial Council/State Court Administrator - Administration  
From General Fund (3,032,000)  
From General Fund, One-time 950,000*
- Item 23 To Judicial Council/State Court Administrator - Contracts and Leases  
From General Fund (622,200)*
- Item 24 To Judicial Council/State Court Administrator - Jury and Witness Fees  
From General Fund (67,700)*
- Item 25 To Judicial Council/State Court Administrator - Guardian Ad Litem  
From General Fund (126,300)*
- Item 26 To Department of Public Safety - Programs and Operations  
From General Fund (1,850,400)  
From General Fund, One-time 500,000*
- Item 27 To Department of Public Safety - Emergency Services and Homeland Security  
From General Fund (28,800)*
- Item 28 To Department of Public Safety - Highway Safety  
From General Fund (4,200)*

*I have come to this decision with some difficulty. I am a proponent of restricting budgets in these difficult economic times. The Legislature and I have agreed on a large number of budget cuts for the 2002 and 2003 fiscal years. I understand the difficulty the Legislature faces. These are hard decisions. I applaud legislators for preserving education and essential programs for the most needy during the special session.*

*Moreover, I have made every effort to figure out how to implement these cuts in a rational way. I have asked budget analysts and agency officers to consider and analyze every feasible alternative to make them work. I note that some of these line items contain one-time add backs. Some of the cuts could be mitigated by using nonlapsing money or carry-over money from last fiscal year. But, nonlapsing funds are inadequate to cover some critical cuts, and some funds are in inaccessible restricted accounts. In short, these are not sufficient remedies.*

*Despite my efforts to make these cuts work, I have come to the conclusion that these line items result in unacceptable cuts to critical programs. I am confident that they translate into letting 400 prisoners back onto the streets, simultaneously taking 130 sworn officers off of the streets, and then making it tougher to administer justice by cutting 30 more jobs in the court system. These cuts make no sense to me when better funding alternatives exist. We have to balance the budget another way. The state does not have to be soft on crime. We can keep vital services going by delaying road projects and reducing water subsidies instead.*

*I look forward to a healthy discussion of these important issues in the general session.”*

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**HB 6003**    **Use of Tobacco Permanent Trust Fund** (*Karen W. Morgan*) This act appropriates \$21,135,000 from the permanent state trust fund created and operated under Utah Constitution Article XXII, Section 4 to the General Fund, for fiscal year 2002-03 only. This act requires a three-quarters majority vote in each house of the Legislature and approval of the governor in order to take effect. This act has an immediate effective date.

Effective December 20, 2002

Chapter 1, Laws of Utah 2002, Sixth Special Session

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**HB 6004**    **Sales and Use Tax Amendments** (*Greg J. Curtis*) This act amends the Sales and Use Tax Act to modify the amount of state sales and use tax revenue that is allocated to certain funds, accounts, or entities. The act repeals obsolete language and makes technical changes. This act has an immediate effective date.

Amends 59-12-103

Effective December 20, 2002

Chapter 2, Laws of Utah 2002, Sixth Special Session

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**HB 6005**    **Education Testing Amendments** (*Matt Throckmorton*) This act modifies statutes governing achievement testing for public education students by eliminating the requirement to include constructed response test items in certain achievement tests. This act takes effect immediately.

Amends 53A-1-602, 53A-1-605

Effective January 8, 2003

Chapter 7, Laws of Utah 2002, Sixth Special Session

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**HB 6006**    **Budget Reallocation Authority** (*Ron Bigelow*) This act enacts an uncodified statute that directs agencies to analyze and make recommendations to the Legislature about ideal allocation of monies between line items and programs. This act takes effect immediately.

Effective January 3, 2003

Chapter 5, Laws of Utah 2002, Sixth Special Session

**HB 6007 County Annexation Amendments** (*Bradley T. Johnson*) This act modifies provisions relating to Counties to change the effective date of county annexations and to provide for the pro rata sharing of revenues, fees, and charges between the annexing county and the county in which the area proposed to be annexed is located before annexation. The act also provides an effective date and makes technical changes.

Amends 17-2-4, 17-2-9, 17-2-10

Effective December 20, 2002

Chapter 3, Laws of Utah 2002, Sixth Special Session

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**HCR 601 Resolution Recognizing Centennial of Murray City** (*Chad E. Bennion*) This concurrent resolution of the Legislature and the Governor recognizes the Centennial of Murray City and extends best wishes to Murray City and its citizens.

Effective December 20, 2002

Laws of Utah 2002, Sixth Special Session

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**SB 6001 General Obligation Bonds** (*Beverly Ann Evans*) This act modifies the Bonding Code by authorizing the issuance and sale of additional general obligation bonds by the State Bonding Commission for additional capital facilities. This act takes effect immediately.

Amends 63B-11-102

Effective December 20, 2002

Chapter 4, Laws of Utah 2002, Sixth Special Session

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**SB 6002 Fire Academy Support Account Amendments** (*John L. Valentine*) This act modifies the Public Safety Code to modify the purposes for which the Fire Academy Support Fund may be used. This act takes effect immediately.

Amends 53-7-204.2

Effective January 3, 2003

Chapter 6, Laws of Utah 2002, Sixth Special Session

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## VETOED BILL 2002 SIXTH SPECIAL SESSION

**SB 6004 Use of Attorney General Fund** (*John L. Valentine*) This act modifies the Criminal Code and Title 67, State Officers and Employees, by amending and renumbering the provision regarding the Attorney General Litigation Fund. This act amends the fund to allow the attorney general to use fund monies to carry out the office's responsibilities under state and federal law. This act relocates the amended provision from the antitrust prosecution area of the code to Title 67, Chapter 5, Attorney General. This act has an immediate effective date.

Renumbers and Amends 76-10-922 to 67-5-19

*"This is to inform you that on January 4, 2003, I decided, after careful consideration and study, to veto S.B. 6004, USE OF ATTORNEY GENERAL FUND, and have transmitted it to the Lieutenant Governor for filing.*

*Two principles lie at the heart of my decision.*

*First, the bill gives the attorney general an economic incentive to win legal victories rather than to do justice. It does so by awarding the first \$2,000,000 annually from the proceeds of judgments and settlements to the attorney general rather than to the citizens of the state. Over the course of years, this system could create a soldier-of-fortune mentality. Public lawyers could be enticed to seek the spoils of victory to fund their own pay increases, bonuses and personal projects. This is like a police department being allowed to spend whatever it takes in from writing tickets. The potential for ulterior motivation is obvious. Public lawyers exercise enormous discretionary powers. They do so with the backing of the laws, the resources and, most importantly, the trust of the people. This bill undermines that trust by creating an inappropriate incentive - in essence, a contingency fee for successful prosecution. Public lawyers must be about doing justice, not simply winning. They must do the people's business, not their own.*

*Second, the bill bypasses the Legislature's important duty to appropriate public monies. Instead, it confers upon the attorney general total discretion to spend the first \$2,000,000 from legal victories - this in addition to all other funds appropriated to the attorney general. While I am strongly in favor of increasing the discretion of managers to shift resources to manage within budgets, this discretion must be guided by legislatively approved priorities that are reviewed annually and are subject to public scrutiny. Senate Bill 6004 violates sound budget principles, erodes system safeguards and eliminates a fundamental check and balance.*

*This bill has a history. In 1979 the Legislature created a restricted account to fund antitrust lawsuits out of the proceeds of those suits. In the 2002 General Session, the Legislature passed S.B. 191, LAW ENFORCEMENT REVOLVING ACCOUNT, which broadened the attorney general's authority to pay for criminal prosecution costs out of the account as well. In hindsight, I should have vetoed that bill, because it was a step in the wrong direction. But I believed at the time, as did many legislators, that the revenues going into the account were limited to the proceeds of antitrust and criminal actions and that they would be used to pay for the costs of those actions exclusively.*

*Senate Bill 6004 is another step in the wrong direction, this time too far. The bill takes an innocuous restricted account created for a specific purpose, moves it out of the Utah Antitrust Act into the general provisions of the law, designates the funding source as all recoveries of any type in which the attorney general had a hand, and then allows the attorney general unprecedented discretion to spend it. This \$2,000,000 general purpose slush fund bears no resemblance to its original parent and is contrary to my sense of responsible democracy.*

*For the reasons stated, I feel compelled to veto S.B. 6004."*

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## Utah Code Sections Affected 2002 Sixth Special Session

**Legend:** The action taken on each section is as follows:

**A**      **Amended**  
**E**      **Enacted**  
**R**      **Repealed**  
**X**      **Repealed and Reenacted**  
**N**      **Renumbered and Amended**

Duplicate and incorrect section cites are currently being technically renumbered by the Office of Legislative Research and General Counsel and will appear in a separate publication available after May 1, 2002 and on our web site - <http://le.utah.gov>.

<u>Section</u>	<u>Action</u>	<u>Bill</u> <u>Number</u>	<u>Former/</u> <u>Renumber</u>	<u>Page</u> <u>Number</u>	<u>Section</u>	<u>Action</u>	<u>Bill</u> <u>Number</u>	<u>Former/</u> <u>Renumber</u>	<u>Page</u> <u>Number</u>
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53-7-204.2	A	SB 6002		178	76-10-922	N	SB 6004	67-5-19	179
53A-1-602	A	HB 6005		177					

A=Amended

E=Enacted

R=Repealed

X=Repealed and Reenacted

N=Renumbered and Amended

**INTRODUCED LEGISLATION  
2002 SIXTH SPECIAL SESSION**

<b>HB 6001</b>	Supplemental Appropriations Act V ( <i>Jeff Alexander</i> )	Line Item Vetoed
<b>HB 6002</b>	General Obligation Bond Provisions ( <i>Ralph Becker</i> )	Failed
<b>HB 6003</b>	Use of Tobacco Permanent Trust Fund ( <i>Karen W. Morgan</i> )	Passed
<b>HB 6004</b>	Sales and Use Tax Amendments ( <i>Greg J. Curtis</i> )	Passed
<b>HB 6005</b>	Education Testing Amendments ( <i>Matt Throckmorton</i> )	Passed
<b>HB 6006</b>	Budget Reallocation Authority ( <i>Ron Bigelow</i> )	Passed
<b>HB 6007</b>	County Annexation Amendments ( <i>Bradley T. Johnson</i> )	Passed
<b>HCR 601</b>	Resolution Recognizing Centennial of Murray City ( <i>Chad E. Bennion</i> )	Passed
<b>SB 6001</b>	General Obligation Bonds ( <i>Beverly Ann Evans</i> )	Passed
<b>SB 6002</b>	Fire Academy Support Account Amendments ( <i>John L. Valentine</i> )	Passed
<b>SB 6003</b>	Use of Tobacco Funds ( <i>John W. Hickman</i> )	Failed
<b>SB 6004</b>	Use of Attorney General Fund ( <i>John L. Valentine</i> )	Vetoed
<b>SB 6005</b>	Tobacco Permanent Trust Fund Appropriation ( <i>L. Steven Poulton</i> )	Failed

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